

#### PLANNING AND ZONING COMMISSION MEETING OCTOBER 3, 2023 6:30 P.M.

- 1. CALL TO ORDER PLEDGE OF ALLEGIANCE
- 2. Approval of the Regular Meeting Minutes of September 5, 2023.
- 3. CITIZEN PARTICIPATION: There is no limit to the number of speakers, although public comments will be held to an overall time limit of 30 minutes.(Speakers have a time limit of three (3) minutes per person, may only speak once, and may not cede time to another commenter.
- 4. PUBLIC HEARINGS
  - a. Resolution No. 17, Series 2023
     Resolution No. 17, Series 2023, an application for a Conditional Use Permit / Site Development Plan for a proposed storage facility to be located at 459 W North Street, Cortez, CO, zoned C, Commercial Highway District (the "Property").

Presenter: Nancy Dosdall, Contract City Planner

- 5. NEW BUSINESS none
- 6. UNFINISHED BUSINESS none
- 7. OTHER ITEMS OF BUSINESS
  - a. Montezuma County application HOCH 2 Lot Amend

Planning and Zoning Commission will consider Montezuma County application, HOCH 2 Lot Amend. Applicants propose to amend the Hoch 2 Lot Minor Subdivision and AR3-9, to create one additional lot. The applicants also propose to rezone the property to Heavy Industrial for a construction equipment and materials storage yard.

Presenter: Nancy Dosdall, Contract City Planner

b. Montezuma County RAPTOR STORAGE Planning and Zoning Commission will consider an application received by Montezuma County, RAPTOR STORAGE

Presenter: Nancy Dosdall, Contract City Planner

- c. September Permits Issued
- 8. ADJOURNMENT



CITY OF CORTEZ 123 ROGER SMITH AVENUE CORTEZ, CO 81321

October 03, 2023

Agenda Item: 2.

MEMO TO: Planning and Zoning Commission

FROM: Cheryl Lindquist, Permit Technician/Deputy City Clerk

SUBJECT: Approval of the Regular Meeting Minutes of September 5, 2023.

Minutes Sept. 5, 2023

Attachments

#### PLANNING & ZONING COMMISSION

#### **REGULAR MEETING**

#### TUESDAY, SEPTEMBER 5, 2023

 The meeting was called to order in the City Council Chambers at 6:30 p.m., with the Pledge of Allegiance. Commissioners present were Chairman Robert Rime and Commissioner Jim Skvorc. An Introduction was made and Oath of Office was taken by Emily Waldron, the new Planning & Zoning Commissioner appointed by City Council. Commissioner Weiss had an excused absence. Chairman Rime announced that Commissioner Lance McDaniel had resigned at the end of August.

Staff present included: Community and Economic Development Director Rachael Marchbanks, Contract City Planner Nancy Dosdall, City Attorney Patrick Coleman, IT Support Kyle Kuhn, and Public Works Secretary/Receptionist Karie Bradshaw.

There were no people present in the audience.

2. Approval of the Regular Meeting Minutes of July 18, 2023.

Commissioner Skvorc moved that the minutes be approved. Chairman Rime seconded the motion and the vote was as follows:

Waldron	Skvorc	Weiss	Rime
Present	Yes	Absent	Yes

#### 3. PUBLIC PARTICIPATION: none

#### 4. PUBLIC HEARINGS:

a. <u>Resolution No. 15, Series 2023</u>

Contract City Planner Dosdall presented Resolution No. 15, Series 2023, an application submitted by 2474 Patterson Road, LLC, for a Site Development Plan for an office building. The property is currently addressed as TBD N. Sligo St, aka Lots 17 and 18 of Block 5, Henry Subdivision and Lot 19A of Henry Sub, Lots 9-10,19-20, Block 5 amended, although the final addresses will not be assigned until a building permit is submitted; also the lots must be consolidated before a building permit will be issued. The property is located in the Commercial Zoning District. The project as submitted appears to meet all development standards with three exceptions. Planner Dosdall stated the proposed site plan fails to meet the required 10% landscaped area requirements. The submitted site plan shows a total of 10.6% landscaped area, but that

included the City right-of-way and granite mulch with weed barrier. She stated that an additional 777 sq. ft of landscaped area (trees, shrubs and groundcover) is required. The property appears to have the room as they have an excess of four parking spaces that could be used as well as adjacent space to the building. Another possible issue is the drainage as the site rises steeply from Sligo and a significant paved area is proposed. The applicants will need to address drainage to the satisfaction of the City per City Engineer Kissler. Removing pavement and adding landscaping may assist with the drainage concerns. And finally, the site plan did not address sidewalks. Per the Land Use Code, all new developments must construct sidewalks to ensure safe pedestrian access. The proposed location is between residential and commercial areas and near parks and schools making pedestrian safety a significant concern. The City requires a 5-foot ADA compliant sidewalk. The Commissioners, City Attorney, and Planner discussed different options for the applicants to consider.

The Public Hearing was opened, there was no one wanting to speak, so the hearing was closed.

Commissioner Skvorc made the motion to recommend that the Cortez City Council approve P&Z Resolution No. 15, Series 2023, a resolution approving the site development plan for a new office building on property located at TBD N. Sligo, Cortez, Colorado, aka Lots 17 and 18 of Block 5, Henry Subdivision and Lot 19A of Henry Sub, Lots 9-10,19-20, BL 5 Amended, in the Commercial Highway (C) zone, with the following conditions:

- 1. All requirements of utility providers, City departments, CDOT and affected districts must be satisfied, as outlined in adopted City Codes and other regulatory documents. Specifically, all public improvements shall comply with the minimum requirements of the 2009 City of Cortez Construction Design Standards and Specifications.
- 2. The appropriate construction drawings and reports for the project, revised as required by the City Engineer shall be signed and stamped by a Colorado licensed architect or engineer, must be approved by the Building Official and City Engineer, and a building permit obtained prior to any construction on the Property.
- 3. A drainage report meeting CDPHE requirements shall be submitted and approved by the City Engineer prior to issuance of a building permit for the property.
- 4. The landscaping plan shall be revised to meet minimum code standards. Improvements shall be installed prior to issuances of a Certificate of Occupancy. Irrigation and maintenance must be provided. In the event that construction of the building and all other requirements are met prior to the installation of the landscaping, and the Applicant desires a Certificate of Occupancy (CO), the Applicant may choose to provide a financial surety and obtain a CO in advance of completing the landscaping improvements. In this event, the Applicant shall provide an assurance bond, letter of credit, or other financial security agreed to by both parties, providing a guarantee of installation of the landscaping within a time frame approved by the City of Cortez.
- 5. The plat amendment consolidating the lots shall be approved and recorded prior to issuance of a building permit for the property.

Commissioner Skvorc added a clause to amend the fourth condition, with the statement, "the Planning and Zoning Commission considers granite mulch does meet the landscaping requirements in the Land Use Code as presented by Planner Dosdall".

Commissioner Waldron seconded the motion and the vote follows:

Waldron	Skvorc	Weiss	Rime
Yes	Yes	Absent	Yes

#### 5. UNFINISHED BUSINESS: none

- 6. NEW BUSINESS: none
- 7. OTHER ITEMS OF BUSINESS:
  - a. Planner Dosdall presented a County Development proposal for a Subdivision Amendment Application for a Commercial Planned Unit Development to Lot #31 of the Blue Door Subdivision submitted by Kenneth Hinton; agent: Richard O'Brien, on property located at 7351 Road 24.3, Cortez, CO, located south of Road G.3, east of Hwy 160-491, situated in Section 3, Township 35N, Range 16W, N.M.P.M. Planner Dosdall stated the applicant proposes to divide Lot #31 of the Blue Door Subdivision into two 1.5-acre parcels in order for the agent, Richard O'Brian to purchase the business that he has worked, for nearly 40 years. Each proposed parcel will continue the current activity. The property is located within the 1-Mile Area of Influence but outside of the Master Street Plan.

The Montezuma County Planning and Zoning Commission will hold a public hearing for this permit on September 14, 2023.

The Commissioners had no comments or concerns.

b. Planner Dosdall presented a County Development proposal for a 4 Lot Moderate Subdivision and Rezoning Application submitted by Triple S Farms, LLC; agent: Ernie Maness, on property located at 26960 Road N, Cortez, CO, consisting of 13 acres, more or less, located south of Road N, west of Hwy 145, situated in Section 12, T.36N, R.16W, N.M.P.M. The Applicant proposes to create a 4 Lot Moderate Subdivision consisting of 3+ acre parcels. The property is located within the 3-Mile Road Master Plan area along County Road N. County Road N is designated as a Collector.

The Montezuma County Planning and Zoning Commission will hold a public hearing for this permit on April 14, 2022.

The Commissioners had no comments or concerns.

#### 8. ADJOURNMENT:

Commissioner Waldron made a motion to adjourn. Commissioner Skvorc seconded and the vote follows:

Waldron Yes Skvorc Yes Weiss Rime Absent Yes

#### PLANNING & ZONING COMMISSION

Robert Rime, Chairman

ATTEST:

Cheryl Lindquist, Deputy City Clerk



CITY OF CORTEZ 123 ROGER SMITH AVENUE CORTEZ, CO 81321

October 03, 2023

Agenda Item: 4. a.

MEMO TO: Planning and Zoning Commission

FROM: Cheryl Lindquist, Permit Technician/Deputy City Clerk

SUBJECT: Resolution No. 17, Series 2023

#### BACKGROUND

The applicant, The S N Warehouse, LLC (the "Applicant"), is requesting approval of a conditional use permit to establish/renovate a storage facility located on the Property at 459 W North Street. There is an existing building on the western lot that has never been completed. The Applicant hopes to renovate the existing building into climate controlled indoor storage with a small office, meeting room and kitchen for employees. The second structure will consist of covered outdoor storage for large recreational vehicles, boats, etc. The eastern lot is currently vacant.

ISSUES See Attached.

#### RECOMMENDATION

If the Planning and Zoning Commission so chooses to follow the recommendation of Staff, a possible motion the Commission could make is as follows:

I make a motion that the Planning and Zoning Commission approves P&Z Resolution No. 17, Series 2023, a resolution recommending that the City Council approves the conditional use permit and site development plan for a storage facility on property located at 459 W North St., Cortez, Colorado, in the Commercial Highway (C) zone, as submitted by S N Warehouse LLC with the Staff's recommended conditions as stated in the Resolution.

Attachments

Staff Report Resolution No. 17, Series 2023 Documentation



City of Cortez Community & Economic Development 123 Roger Smith Avenue Cortez, CO 81321

> Meeting Date: October 3, 2023 Project No. LU23-08

#### **STAFF REPORT**

TO:	Members of the Cortez Planning and Zoning Commission
FROM:	Nancy Dosdall, Contract City Planner
SUBJECT:	Application for a Conditional Use Permit / Site Development Plan for a proposed storage facility to be located at 459 W North Street, Cortez, CO, zoned C, Commercial Highway District (the "Property").
APPLICANT:	The S N Warehouse, LLC (Erin and Jeramie Neer)
<b>OWNER:</b>	The S N Warehouse, LLC
ATTACHMENTS:	P&Z Resolution No. 17, Series 2023 Project Narrative Site Plan

#### BACKGROUND

The applicant, The S N Warehouse, LLC (the "Applicant"), is requesting approval of a conditional use permit to establish/renovate a storage facility located on the Property at 459 W North Street. There is an existing building on the western lot that has never been completed. The Applicant hopes to renovate the existing building into climate controlled indoor storage with a small office, meeting room and kitchen for employees. The second structure will consist of covered outdoor storage for large recreational vehicles, boats, etc. The eastern lot is currently vacant. A lot consolidation will be required prior to construction. Storage facilities are conditional uses in the Commercial Highway (C) zone.

The site is bounded on all sides by commercial properties, all zoned Commercial Highway (C).

#### **DEVELOPMENT STANDARDS**

Development Standard	C Zone Requirement	Proposed
Min. lot area (sq. ft.)	3,000	33,722 sq. ft. (after
		consolidation)

Min. front yard (ft.)	10'	10'
Min. side yard (ft)	0'	15'
Min. rear yard (ft)	7'	20'
Max. lot coverage	50%	42%
Min. floor area	n/a	n/a
Max height (ft)	50'	19' 3 1/8"
Parking	No code requirement	4 spaces provided
Landscaping	10% or 3,372 sq. ft.	10.3% or 3,467 sq. ft.

#### **ISSUES**

A conditional use is a use that may be permitted subject to conditions imposed upon the approval of the use that are designed to reasonably mitigate any adverse impacts upon surrounding properties. Both the planning commission and the city council shall use the following criteria in reviewing conditional use permit requests. It is specifically understood that certain criteria listed below may not apply to a particular application. The applicant shall adequately demonstrate that the applicable criteria have been met:

(1) The proposed conditional use is compatible with adjacent existing uses and other allowed uses in the zoning district. Such compatibility shall be expressed in terms of appearance, architectural scale and features, site design and scope, landscaping, as well as the control of adverse impacts including noise, vibration, smoke, fumes, gas dust, odor, lighting, glare, traffic circulation, parking, or other undesirable or hazardous conditions.

(2) The proposed conditional use has incorporated design features sufficient to protect adjacent uses including but not limited to: service areas, pedestrian and vehicular circulation, safety provisions, access ways to and from the site, buffering, fencing and site building placement.

(3) All proposed accessory uses must demonstrate that they are necessary and desirable. All proposed accessory uses shall comply with the requirements of subsections(f)(1) and (2) of this section. Undesirable impacts created by these uses shall be controlled or eliminated.

(4) Adequate public services (such as: streets, off-street parking, pedestrian facilities, water, sewer, gas, electricity, police and fire protection) must be available without the reduction of services to other existing uses.

(5) Provisions for proper maintenance of the building, parking and loading areas, drives, lighting, signs, landscaping, etc. shall be provided.

(6) The proposed conditional use shall conform to adopted plans, hours of operation, polices and requirements for parking and loading, signs, highway access, and all other applicable regulations of this code and other applicable regulations.

The purpose of the site plan review is to ensure compliance with all regulations and to protect the public health, safety and welfare, to promote balanced growth, to ensure adequate provision of public services and facilities and to guide the character of the city. Section 6-14.12 (f) of the Land Use Code ("LUC") states:

The Planning Commission in its consideration shall use the standards set forth in Chapter 5 of this code and shall include paving and layout of streets, alleys and sidewalks, means of ingress and egress, provisions for drainage, parking spaces, areas designated for landscaping, and other aspects deemed by the planning commission necessary to consider in the interest of promoting the public health, safety, order, convenience, prosperity and general welfare.

#### DISCUSSION

The Property is located in a commercial area in the Commercial Highway (C) zone, surrounded by commercial uses. Storage facilities are generally quiet, with limited impacts to neighboring properties in regards to traffic or other operating issues.

The existing structure was constructed in 1990, but never fully completed and is in need of major renovation and improvement prior to occupancy. The proposed project, as submitted meets all requirements of the C zone and criteria for a conditional use permit.

#### AGENCY REVIEW

#### **Cortez Sanitation (Jan Nelson)**

A sewer tap (Plant Investment Fee) will need to be purchased for this location. The fee is based on the water tap size.

#### **GIS Coordinator (Doug Roth)**

No concerns. Property owners may want to ask the County assessor to consolidate this under one property account since proposed improvements will span the lots.

Caution needs to be noted about the Fiber Optic line that appears to be on applicants' property appx 10 feet from the west side of the existing warehouse building.

#### **CDOT (Dan Roussin)**

I have reviewed the proposed Storage Facility to be located at 459 W. North Street. The storage facility doesn't have any direct access to the State Highway system. It is unlikely the development will increase the traffic on North Street by 20%; therefore, no access permit is needed for this development.

#### **City Engineer (Kevin Kissler)**

Please find engineering red lines attached for the SN Warehouse LLC plan set.

A key update for the Land Use Code update will be our drainage requirements. Below is a link to CRS for current drainage requirements mandated by the state. Given the City's lack of storm drainage infrastructure, it would be beneficial to reduce flooding by amending this requirement so that 97% of the 5 year storm intensity must INFILTRATE ONLY. Otherwise the standard CRS would be applicable.

https://mhfd.org/wp-content/uploads/2019/12/UDFCD\_Stormwater\_Legislation\_Memo\_2016-03-09-1.pdf

#### ALTERNATIVES

- **1.** The Commission can recommend that the City Council approve the application for the conditional use permit/site development plan for the proposed storage facility on property located at 459 N West St., Cortez, Colorado, in the Commercial (C) zone; or
- **2.** The Commission can recommend denial of the application for the conditional use permit/site development plan and state its reasons; or
- **3.** The Commission can ask for more information and continue the application to a date certain; or

**4.** The Commission can recommend that City Council approve the application for the conditional use permit/site development plan, and state any conditions it feels would be necessary to ensure compliance with the Land Use Code.

#### RECOMMENDATION

Staff recommends Alternative "4" above, approval of the application for the conditional use permit/site development plan through P&Z Resolution No. 17, Series 2023, with the following 4 conditions:

- 1. All requirements of utility providers, City departments, CDOT and affected districts must be satisfied, as outlined in adopted City Codes and other regulatory documents. Specifically, all public improvements shall comply with the minimum requirements of the 2009 City of Cortez Construction Design Standards and Specifications.
- 2. The appropriate construction drawings and reports for the project, revised as required by the City Engineer shall be signed and stamped by a Colorado licensed architect or engineer, must be approved by the Building Official and City Engineer, and a building permit obtained prior to any construction on the Property.
- 3. A drainage report meeting CDPHE requirements shall be submitted and approved by the City Engineer prior to issuance of a building permit for the Property.
- 4. Prior to issuance of a building permit for the project, the lots will be consolidated.

If the Planning and Zoning Commission so chooses to follow the recommendation of Staff, a possible motion the Commission could make is as follows:

I make a motion that the Planning and Zoning Commission approves P&Z Resolution No. 17, Series 2023, a resolution recommending that the City Council approves the conditional use permit and site development plan for a storage facility on property located at 459 W North St., Cortez, Colorado, in the Commercial Highway (C) zone, as submitted by S N Warehouse LLC with the Staff's recommended conditions as stated in the Resolution.

#### CITY OF CORTEZ PLANNING AND ZONING COMMISSION RESOLUTION NO. 17, SERIES 2023

#### A Resolution Recommending Approval of a Conditional Use Permit and Site Development Plan for a parcel located at 459 W North Street, Cortez, Colorado, zoned C, Commercial Highway

WHEREAS, the owner/applicant, The S N Warehouse, LLC (the "Owner/applicant"), has applied for review of a Conditional Use Permit and Site Plan for a storage facility to be located at 459 W North Street, Cortez, Colorado, and more particularly described as (the "Property"):

Lots 4, 5, 6, 7, 8 and 9, Block 2W, Western Addition, according to the plat thereof filed for record November 20, 1947 in Book 1 at Page 56, also known as 459 W North, Cortez, Colorado

WHEREAS, the Owner/applicant presented a request and necessary submittal items for review of the application by the City Planning and Zoning Commission at a regular meeting held on October 3, 2023; and

WHEREAS, Section 6.10 of the Cortez Land Use Code, Conditional Use Permits, indicates that the owner or developer of a property may request a conditional use permit for development of said property; and

WHEREAS, the Planning and Zoning Commission reviewed the request for a Conditional Use Permit and is recommending approval of the request on the Property, as evidenced in the adoption of this P&Z Resolution No. 17, Series 2023; and

WHEREAS, based on the evidence and testimony presented at said meeting, the Planning and Zoning Commission is recommending that the City Council approve the requested Conditional Use Permit; and

WHEREAS, it appears that all requirements of Chapters 5.00 and 6.00 of the City's Land Use Code for development of this site have been met.

NOW, THERFORE, BE IT RESOLVED BY THE CITY OF CORTEZ PLANNING AND ZONING COMMISSION:

THAT, this P&Z Resolution No. 17, Series 2023, establishes the conditions of approval for a Conditional Use Permit on the Property; and

THAT, the Conditional Use Permit for the Property is hereby recommended to City Council for approval, subject to the following conditions to ensure compliance with the standards in the Cortez Land Use Code for a conditional use permit:

- a. All requirements of utility providers, City departments, CDOT and affected districts must be satisfied, as outlined in adopted City Codes and other regulatory documents. Specifically, all public improvements shall comply with the minimum requirements of the 2009 City of Cortez Construction Design Standards and Specifications and all requirements of CDOT for required highway improvements.
- b. The appropriate construction drawings and reports for the project, revised as required by the City Engineer shall be signed and stamped by a Colorado licensed architect or engineer, must be approved by the Building Official and City Engineer, and a building permit obtained prior to any construction on the Property.
- c. A drainage report meeting CDPHE requirements shall be submitted and approved by the City Engineer prior to issuance of a building permit for the Property.
- d. Prior to issuance of a building permit for the project, the lots will be consolidated.

## MOVED, SECONDED, AND ADOPTED THIS 3<sup>rd</sup> DAY OF OCTOBER, 2023 PLANNING AND ZONING COMMISSION

Robert Rime, Chairman

ATTEST:

Cheryl Lindquist, Deputy City Clerk

#### **Conditional Use Permit Application Checklist**

Date: Sept. 5, 2023

APPLICANT: Jeremy and Erin Neer\_\_\_\_\_

ADDRESS: 459 W. North St, Cortez, Co. 81321

PHONE/FAX: <u>970-729-1619</u>

FOR: <u>RV and Boat Storage</u>

#### **Submittal Requirements:**

 X
 Letter of petition requesting conditional use permit

 X
 Title certificate from licensed title company or attorney listing:

 The name of the property owner(s)
 All liens

 All easements and judgments of record affecting the subject property

#### The Petition Shall Show or be Accompanied By:

<u>X</u>	Street address and legal description of the property
<u>X</u>	Any and all plans, information, operating data and expert evaluation
	necessary to clearly explain the location, function & characteristics of any building or proposed use. Such as floor plans, site plan, or operating
	information. Provide a detailed narrative addressing the applicable criteria
	for a CUP, LUC section 6.10(f).
<u>X</u>	Filing fee (\$300) to cover the costs of review in accordance with the current
	adopted fee schedule
	Notification Requirements
	Public hearing notice to paper 15 days prior to <b>P&amp;Z</b> Meeting (20 days for
	paper to print on the 15 day schedule)
	Notice to landowners 15 days prior to P&Z meeting
	Public Hearing notice to paper 15 days prior to Council Meeting (20 days for
	paper to print on the 15 day schedule)

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#### SITE PLANS (Land Use Code Section 6.14)

Contractor's Name: TBD	_ Phone/Fax:				
Owner's Name: Jeremy and Erin Neer		_ Phone/Fax: <u>970-729-1619</u>			
Address: 459 W North St, Cortez CO 81321		Zone District: Commercial Highway			
Legal Description (Lot & Block): Subdivisi	ion: WESTERN Lot:	4-9 Block: 2 .516AC B416 P78 B429 P280-281			
Existing Use: <u>NA</u>	Proposed Us	e: RV and Boat Storage			
Lot Dimensions: 150' x 224.75', Proposed Proposed GFA(Gross Floor Area): 14,067 SC					
• ··· ·					

#### Application Requirements

<ul> <li>3 copies of site plan drawn to scale, titled</li> <li>Scale and north point indicated</li> <li>Name of street on drawing</li> </ul>	"Preliminary Site Plan"						
Fees <u>\$650.00</u>							
Site plan shall contain, but not limited to:							
Drives, streets, and rights-of-way	□ Narrative describing the proposed						
□ Easements	development, Lot, Block and subdivision						
Location and dimensions of structures and	description, and name(s), address and						
signs	phone number of the property owner(s) must						
Typical elevations of such buildings	be attached to the plat						
<ul> <li>Access ways, including points of ingress,</li> </ul>	□ A copy of the warranty deed and title						
egress	commitment current within thirty days of submittal.						
Parking, loading, and refuse areas							
<ul> <li>Common open space</li> <li>Landscaping and open spaces</li> </ul>	<ul> <li>Five copies of the drainage plan.</li> <li>Five copies of the landscape plan.</li> </ul>						
<ul> <li>Denoscaping and open spaces</li> <li>Topography</li> </ul>	<ul> <li>Five copies of the faildscape plan.</li> <li>Five copies of building elevations of all</li> </ul>						
<ul> <li>Specific areas proposed for specific types of</li> </ul>	sides to include rooftop mechanical						
land use	structures and showing screening of rooftop						
□ Lots or plots	mechanical devices.						
<ul> <li>Area proposed for dedication</li> </ul>	<ul> <li>Surface and subsurface soils report.</li> </ul>						
<ul> <li>Parks and parkways</li> </ul>	□ Additional copies may be requested for the						
$\square$ School sites	referral process						
□ Wetlands	□ Certification of notification of mineral						
	estate owners as described in Section 6.04						
	(b)(19).						
Review Procedures/Approval Requirements							

Site plan submittal, narrative, fees, and application form \$650.00

PN in paper 15 days prior to **P&Z** meeting on October 3, 2023 6:30 pm

#### Action of **P&Z**:

PN in paper 15 days prior to **Council** meeting on October 24, 2023 7:30 pm Action of **Council**:

Certificate of Occupancy, provided that:

□ Landscaping requirements met

□ Drainage plan approved by City Engineer

□ Parking lot and drainage facilities are in

□ Fire flow/prevention approved by Cortez Fire District

□ Other requirements are met by agencies and Building Official J:\PWADMIN\FORMS\PLANNING CKLIST\Site Plan WS.doc

#### ||||||||| clark & chapin architects

Dolores CO | Seattle WA | 970 799 0274

## Planning Narrative - Proposed Storage Facility 2023.08.31

Jeramie and Erin Neer (970) 729-1619

**Proposed Storage Facility** 

Address: 459 W North St, Cortez CO 81321 Parcel Number: 561127102010 Legal Description: Subdivision: WESTERN Lot: 4-9 Block: 2 .516AC B416 P78 B429 P280-281

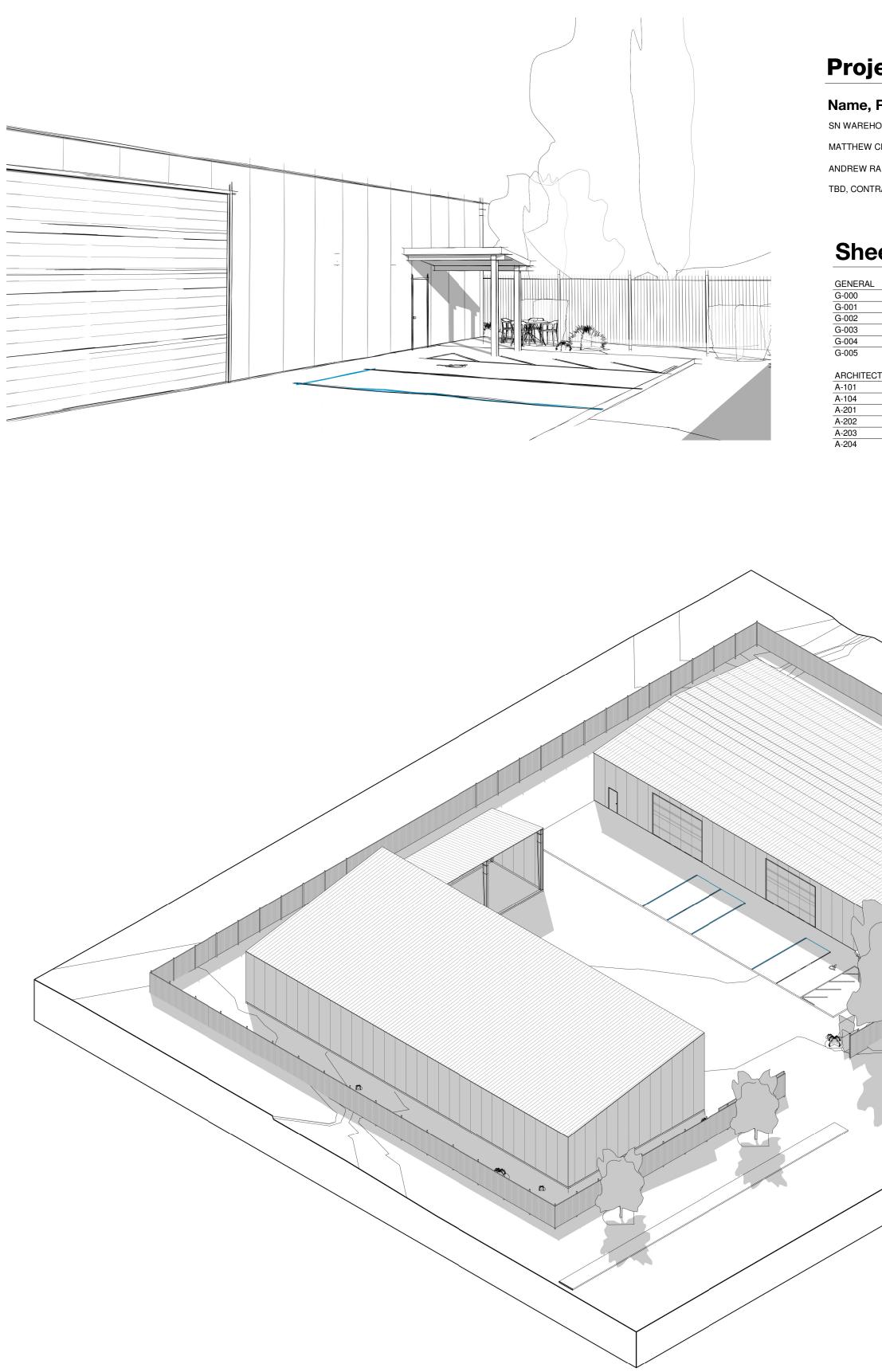
The proposed storage facility at 459 W North Street will house recreational vehicles, boats, cars and other large items. The existing building will be indoor climate-controlled storage and include a small entry foyer, office, meeting room and kitchen facilities. The building will be re-roofed, water-proofed and insulated, will have a concrete slab, and sewer and water tied in. It will have fire sprinklers throughout. The covered outdoor storage will accommodate large recreational vehicles, boats, vehicles, etc. not requiring climate control. It will be a typical prefab steel framed and roofed building.

As shown in the drawings, we are under the maximum required lot coverage, meet setback, landscaping, drainage / civil, etc. requirements, and are hugely improving what is a long-neglected parcel adjacent to downtown Cortez.

We feel that the parking requirements are not clearly defined for this use case and are proposing what logically seems like adequate parking for the anticipated use. We propose (4) total concrete parking spaces. (1) ADA space, and (3) additional spaces. The only traffic requiring parking will be someone occasionally coming to pay a bill or check in on their stored vehicle. There is no reason for regular visits. There is also plenty of extra space for parking in front of a vehicle stored in the open shed storage area.

Thank you for your consideration of this proposal. We look forward to working with you to help us improve and enhance this long unused parcel in the heart of the Cortez commercial district.

Sincerely, Matt Clark & Jeramie & Erin Neer



## **Project Contacts**

, Role	Phone
HOUSE LLC (ERIN & JERAMIE NEER), CLIENT	970-729-1619
V CLARK, ARCHITECT	970 799 0274
RAPIEJKO, CIVIL ENGINEER	970 946 3175
ITRACTOR	

## Sheet Index

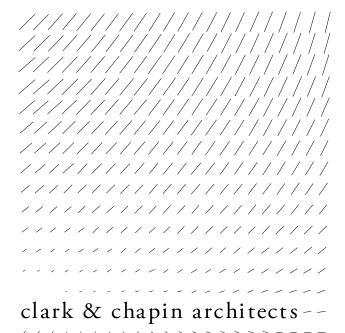
AL	
	Cover Sheet
	Project Overview
	Site Plan
	Site Plan, Landscaping
	Site Survey
	Site Plan - Orthomosaic
FECTURAL	
	Main Level Plan
	Roof Plan
	Exterior Elevations

Email

ERIN@SWEETBOOKSLLC.COM

MOUNTAINCIVILDURANGO@GMAIL.COM

MATT@CLARKCHAPIN.COM



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970 799 0274 WWW.CLARKCHAPIN.COM

## SN Storage

DESCRIPTION

## Not for Construction

Revisions

DATE

## Project

NO.

ADDRESS CLIENT ARCHITECT PROJECT NO.

SN Warehouse LLC Matthew Clark 2109

### Sheet and Set

DRAWINGS BY DRAWINGS BT NIC DRAWINGS SET Planning Review 1 ISSUE DATE 23.09.05 SHEET TITLE Cover Sheet SHEET NUMBER

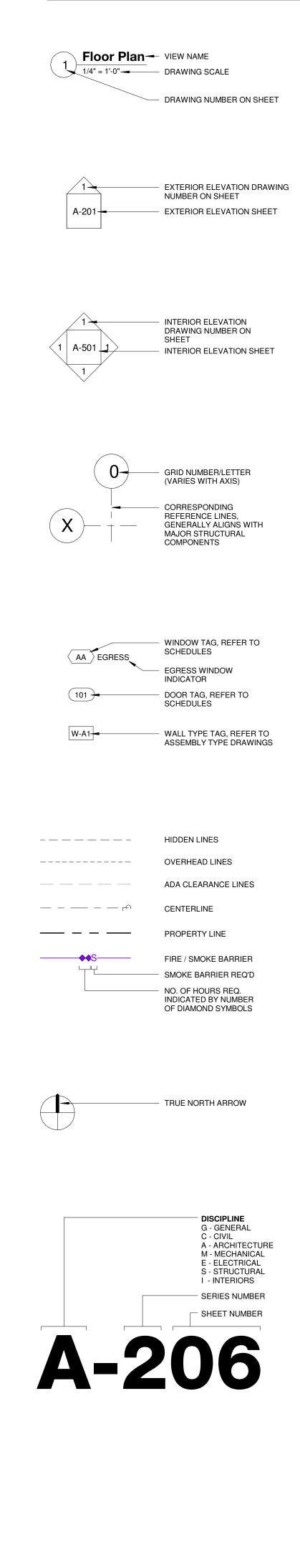
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## Abbreviations

A ABV ACT AFF AHU ALT ALUM APA APPROX AVG B B.O. BLDG BLDG BLKG BOT C C CJ CL CLG CLO CLR CLN	ABOVE ACOUSTICAL CEILING TILE ABOVE FINISHED FLOOR AIR HANDLING UNIT ALTERNATE ALUMINUM THE ENGINEERED WOOD ASSOCIATION (RATED) APPROXIMATELY AVERAGE BOTTOM OF BUILDING BLOCKING BOTTOM CONTROL JOINT CENTERLINE CEILING CLOSET CLEAR CONCRETE MASONRY UNIT
CONC CONC CONT D DEMO DIM DN E EL EL ELEC	CARBON MONOXIDE DETECTOR CONCRETE CONTINIOUS DEMOLITION DIMENSION DOWN ELEVATION ELECTRIC
EQ EX. EXT F FA FD FE FEC FF FIN FIXT FLR	EQUAL EXISTING EXTERIOR FIRE ALARM FLOOR DRAIN FIRE EXTINGUISHER FIRE EXTINGUISHER CABINET FINISH FLOOR FINISH FIXTURE FLOOR
FOC FOF FOM FRP FT FTG G GALV GLB GWB GYP, BD.	FACE OF CONCRETE FACE OF FRAMING FACE OF MASONRY FIRE REINFORCED PLASTIC FOOT / FEET FOOTING GALVANIZED GLU-LAM BEAM GYPSUM WALLBOARD GYPSUM BOARD
H H+C HB HB HDWR HM I IBC	HOSE BIB, HOT & COLD SPIGOTS (FROST FREE) HOSE BIB (FROST FREE) HARDWARE HOLLOW METAL
IECC INFO INSUL INT J JAN K	INTERNATIONAL ENERGY CONSERVATION CODE INFORMATION INSULATION INTERIOR JANITOR
KIT KPD KPL L LAM LBR LBS LF	KITCHEN KEYPAD KICKPLATE LAMINATE LUMBER POUND(S) LINEAR FEET
LIN LOC LVL LVR M MATL. MEZZ	LINEAR LOCATE / LOCATION LAMINATED VENEER LUMBER LOUVER MATERIAL MEZZANINE
MFR MID MIN MISC. MOD. MTL N N.	MANUFACTURER(ED) MIDDLE MINIMUM MISCELLANEOUS MODIFY METAL NORTH
N/A NFPA NIC NO. NOM NTS O O/	NOT APPLICABLE NATIONAL FIRE PROTECTION ASSOCIATION NOT IN CONTRACT NUMBER NOMINAL NOT TO SCALE OVER
OFCI OH OPP PERF PL PLAM PLYWD	OWNER FURNISHED, CONTRACTOR INSTALLED OVERHEAD OPPOSITE PERFORATED PROPERTY LINE PLASTIC LAMINATE PLYWOOD
PNL PSF PSI PT PWR Q QTY B	PANEL POUNDS PER SQUARE FOOT POUNDS PER SQUARE INCH PRESSURE TREATED POWER QUANTITY
R RCP RD RM RO S SCHED	RISER(S) REFLECTED CEILING PLAN ROOF DRAIN ROOM ROUGH OPENING SCHEDULE
SD SF SIM SM SPEC STD STRUC T T	SMOKE DETECTOR SQUARE FOOT / FEET SIMILAR SHEET METAL SPECIFICATION(S) STANDARD STRUCTURE / STRUCTURAL TREAD(S)
T & G T.O. TEMP THK TOB TOC TOF TOS TOW TRTD	TONGUE AND GROOVE TOP OF TEMPORARY THICKNESS TOP OF BEAM / TOP OF BEARING TOP OF CONCRETE TOP OF FOOTING TOP OF SLAB TOP OF WALL TREATED
U UON V VFY VIF W W/ W/O WF	UNLESS OTHERWISE NOTED VERIFY VERIFY IN FIELD WITH WITHOUT WIDE FLANGE

## **Graphic Legend**





## **General Notes & Conditions of the Contract for Construction**

2. THE DESIGN AND CONSTRUCTION OF TEMPORARY SUPPORTS, STRUCTURES, SCAFFOLDS, SHORING, BRACING, AND ANY OTHER SUCH TEMPORARY ELEMENTS USED TO EXECUTE THE WORK.

B. THE CONTRACTOR IS RESPONSIBLE FOR PROVIDING A SUBMITTAL FOR ANY EQUIPMENT, PRODUCT, MATERIAL OR FINISH NOT SPECIFIED IN THESE NOTES OR DRAWINGS PRIOR TO PURCHASE AND INSTALLATION.

3. ALL REGULAR JURISDICTIONAL INSPECTIONS (E.G. REBAR, FRAMING, STRUCTURAL CONNECTIONS, WATERPROOFING AND INSULATION) THROUGHOUT CONSTRUCTION, PRIOR TO MATERIAL COVERAGE.

7. ALL SPECIAL INSPECTIONS FOR EARTHWORK, METAL WORK, PREFABRICATED TIMBER ELEMENTS, OR ANY OTHER ELEMENT REQUIRING SPECIAL INSPECTIONS BY THE JURISDICTIONS HAVING AUTHORITY.

B. ALL WOOD IN CONTACT WITH CONCRETE OR MASONRY SHALL BE PRESSURE TREATED AND MARKED BY AN APPROVED TESTING AGENCY, OR SEPARATED FROM THE CONCRETE BY A COMPATIBLE MATERIAL.

A. SMOKE DETECTION AND NOTIFICATIONS SYSTEMS REQUIRED INSIDE EACH SLEEPING ROOM, OUTSIDE EACH SLEEPING AREA IN THE VICINITY OF THE SLEEPING ROOMS, AND AT EACH STORY OF THE DWELLING.

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## **SN Storage**

DESCRIPTION

## Not for Construction

Revisions

DATE

Project

NO.

ADDRESS CLIENT ARCHITECT PROJECT NO.

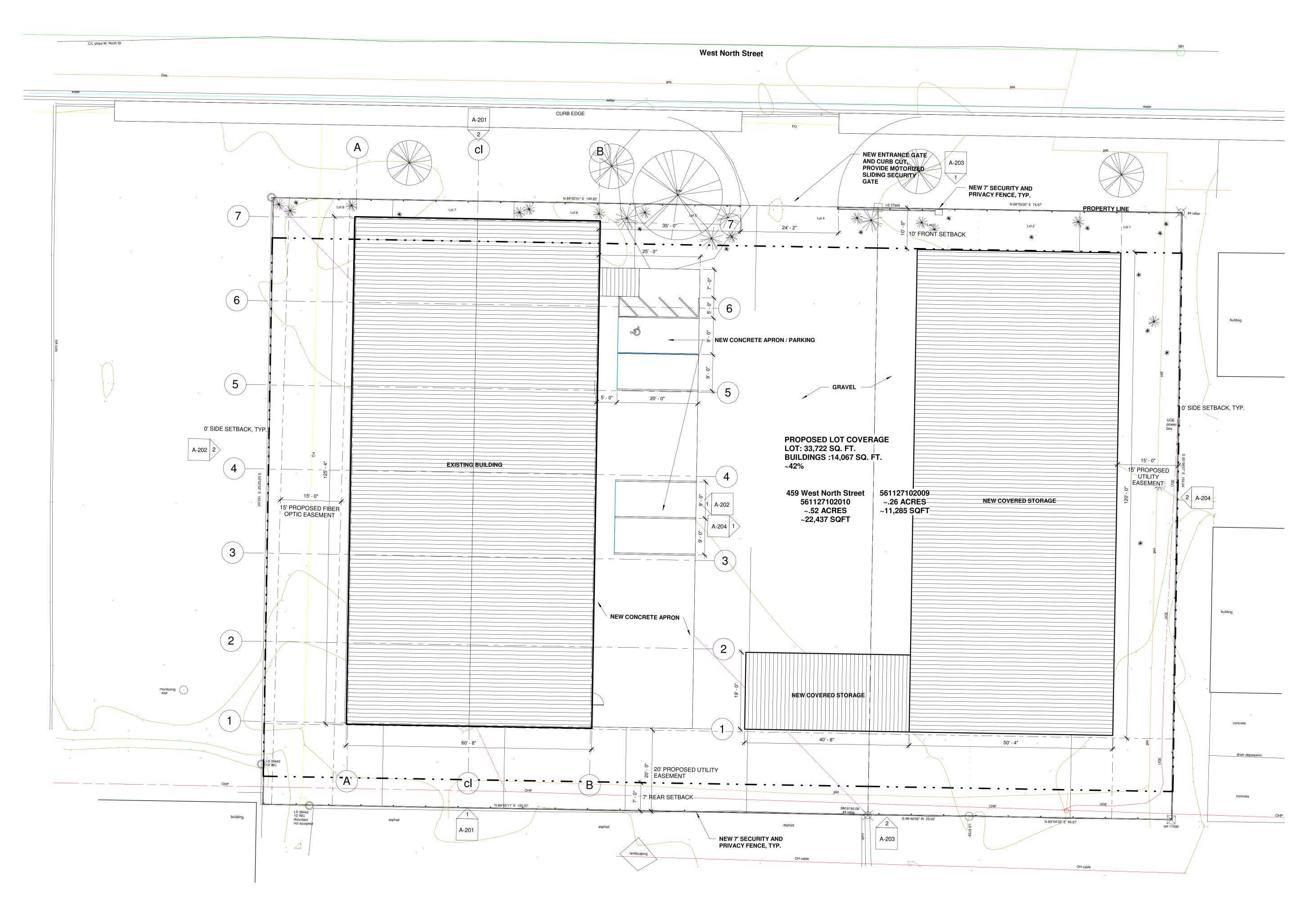
SN Warehouse LLC Matthew Clark 2109

### Sheet and Set

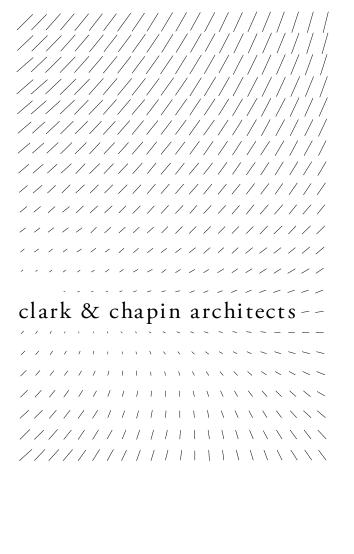
DRAWINGS BY ISSUE DATE SHEET TITLE SHEET NUMBER

MC DRAWINGS SET Planning Review 1 23.09.05 Project Overview





1 Site Plan 3/32" = 1'-0"



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DATE

## Project

ADDRESS CLIENT ARCHITECT PROJECT NO.

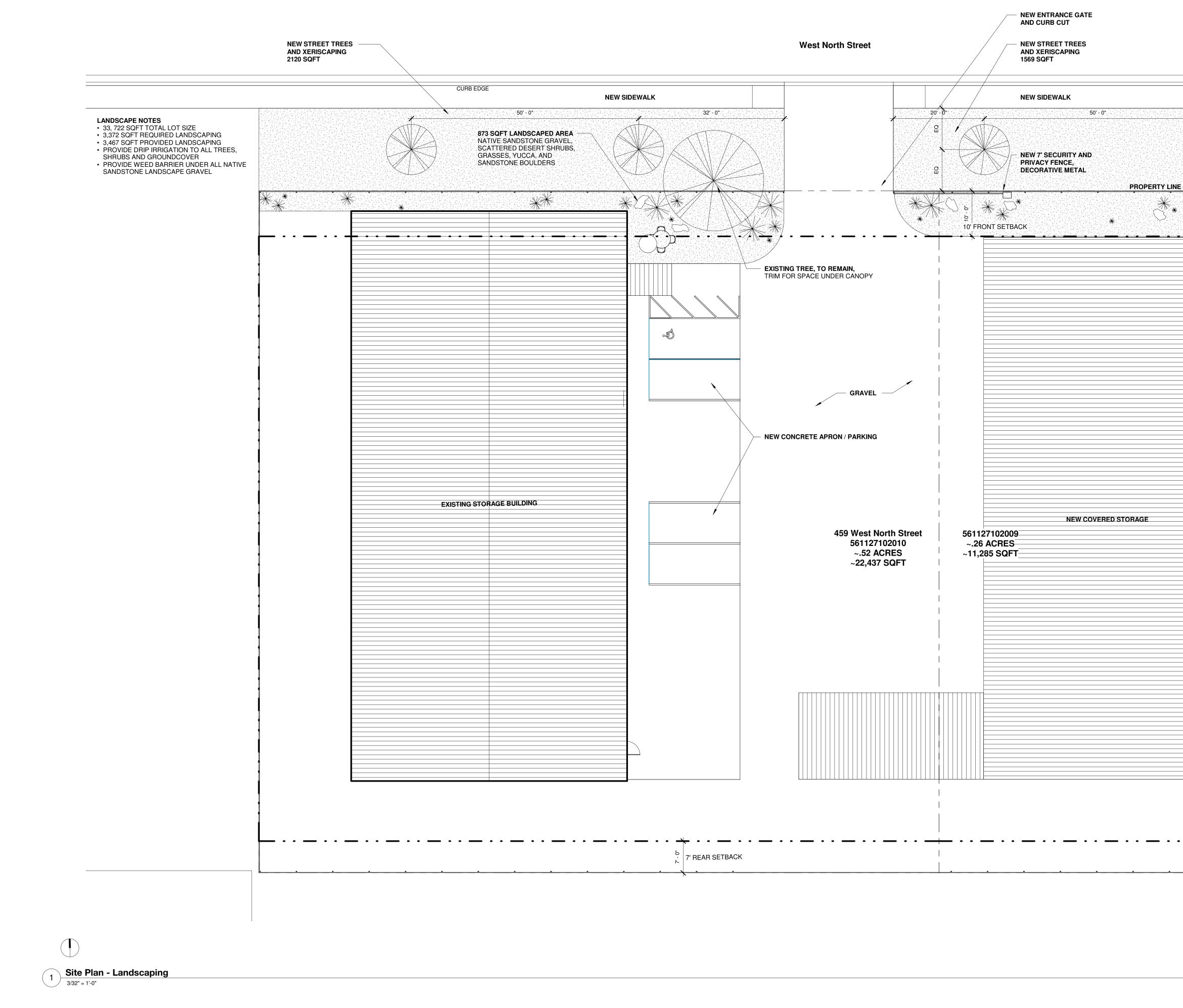
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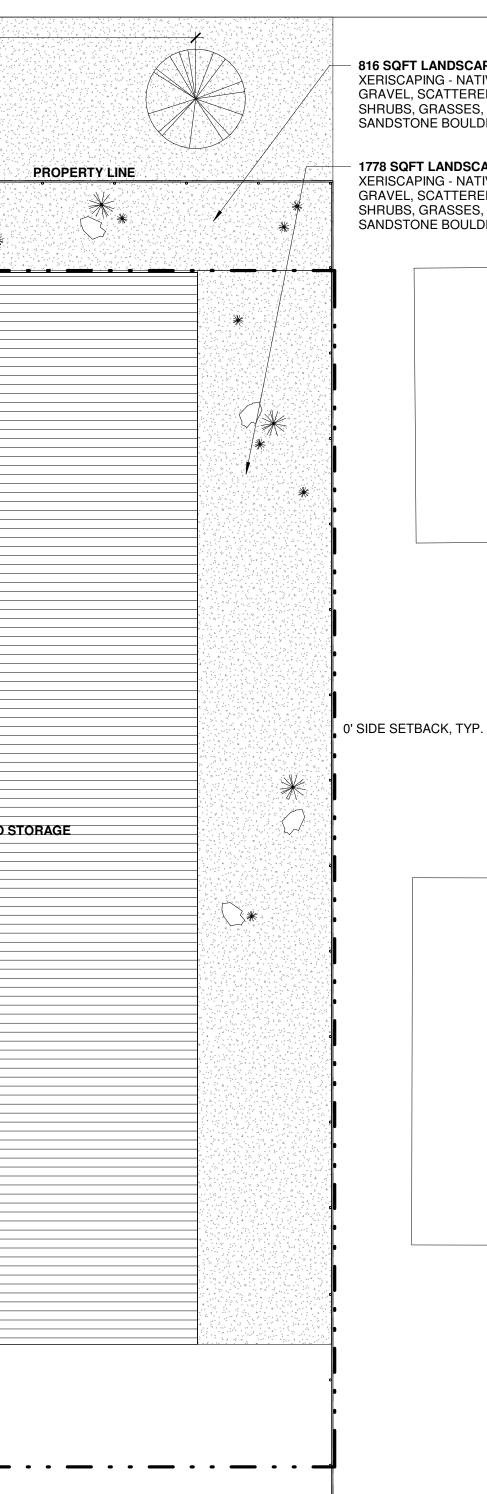
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DRAWINGS BY ISSUE DATE SHEET TITLE SHEET NUMBER

MC DRAWINGS SET Planning Review 1 23.09.05 Site Plan

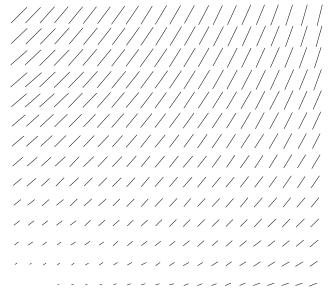






- 816 SQFT LANDSCAPED AREA XERISCAPING - NATIVE SANDSTONE GRAVEL, SCATTERED DESERT SHRUBS, GRASSES, YUCCA, AND SANDSTONE BOULDERS

1778 SQFT LANDSCAPED AREA XERISCAPING - NATIVE SANDSTONE GRAVEL, SCATTERED DESERT SHRUBS, GRASSES, YUCCA, AND SANDSTONE BOULDERS



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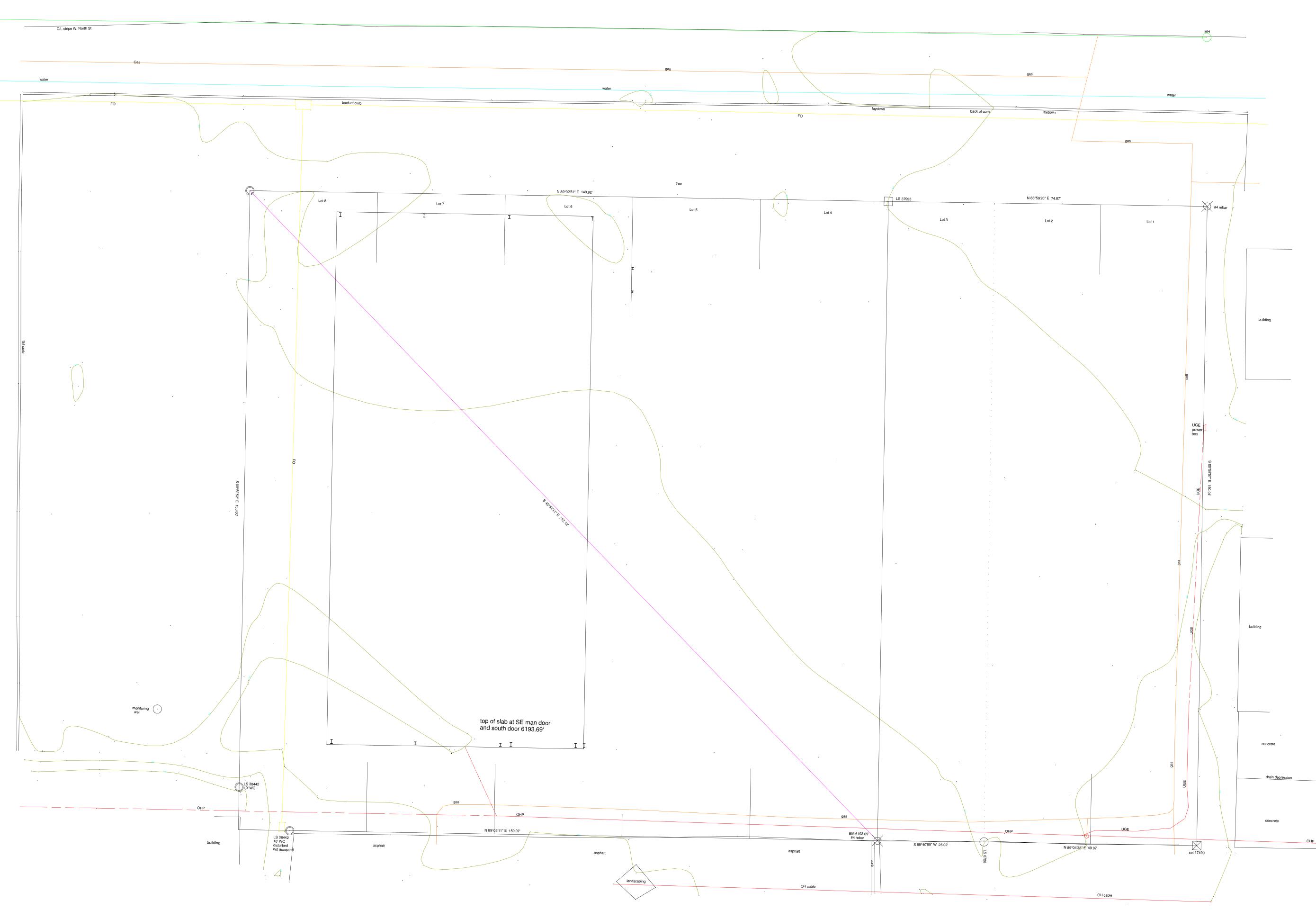
SN Warehouse LLC Matthew Clark 2109

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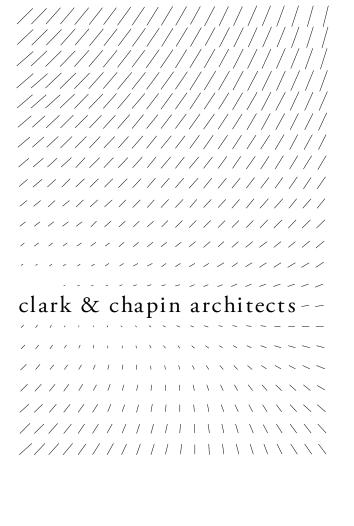
DRAWINGS BY MC ISSUE DATE 23.09.05 SHEET TITLE Site Plan, Landscaping SHEET NUMBER

DRAWINGS SET Planning Review 1





1 Site Survey 3/32" = 1'-0"



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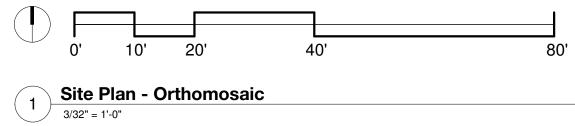
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DRAWINGS BY SHEET TITLE Site Survey SHEET NUMBER

MC DRAWINGS SETPlanning Review 1ISSUE DATE23.09.05







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DATE

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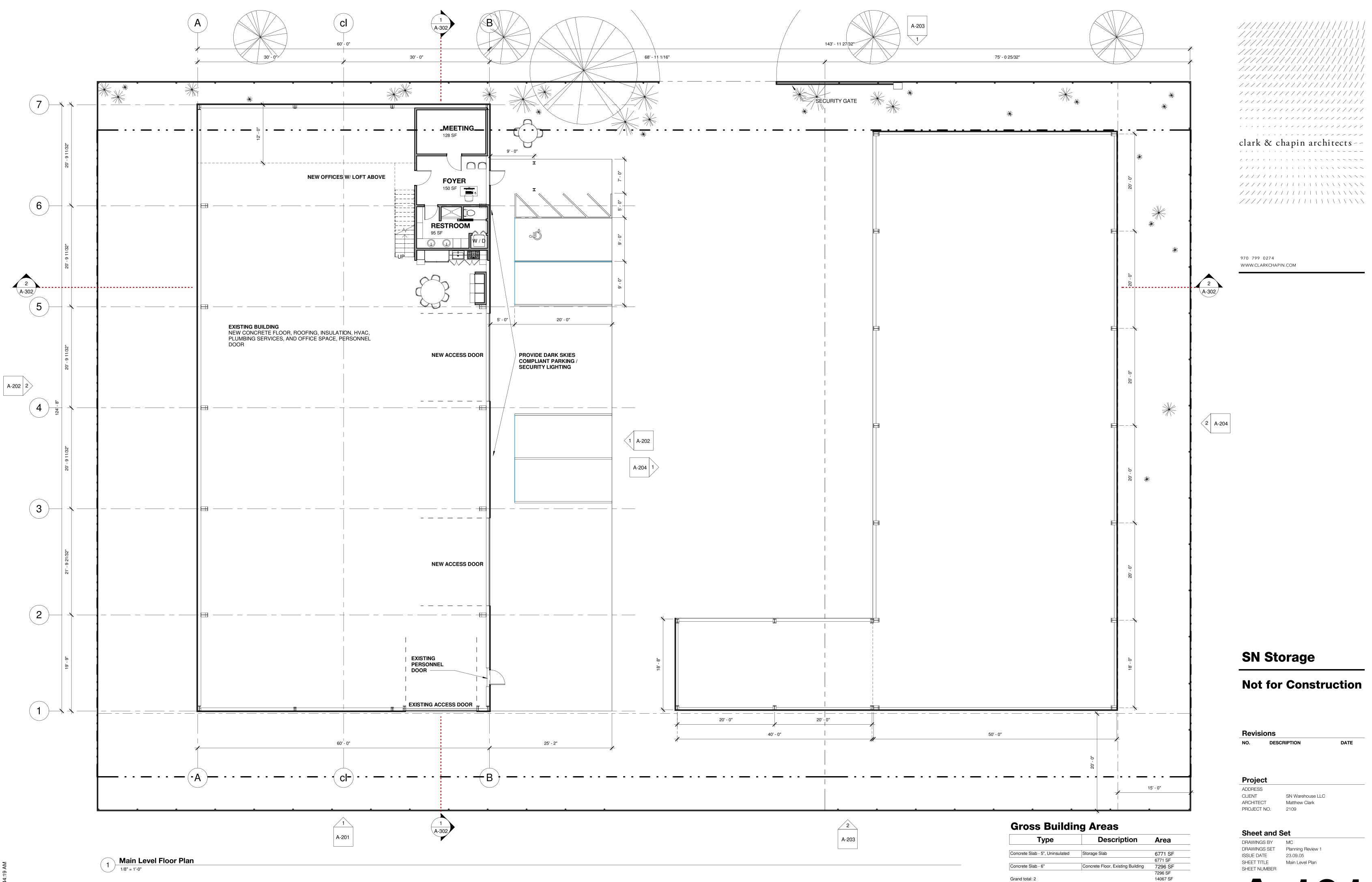
SN Warehouse LLC Matthew Clark 2109

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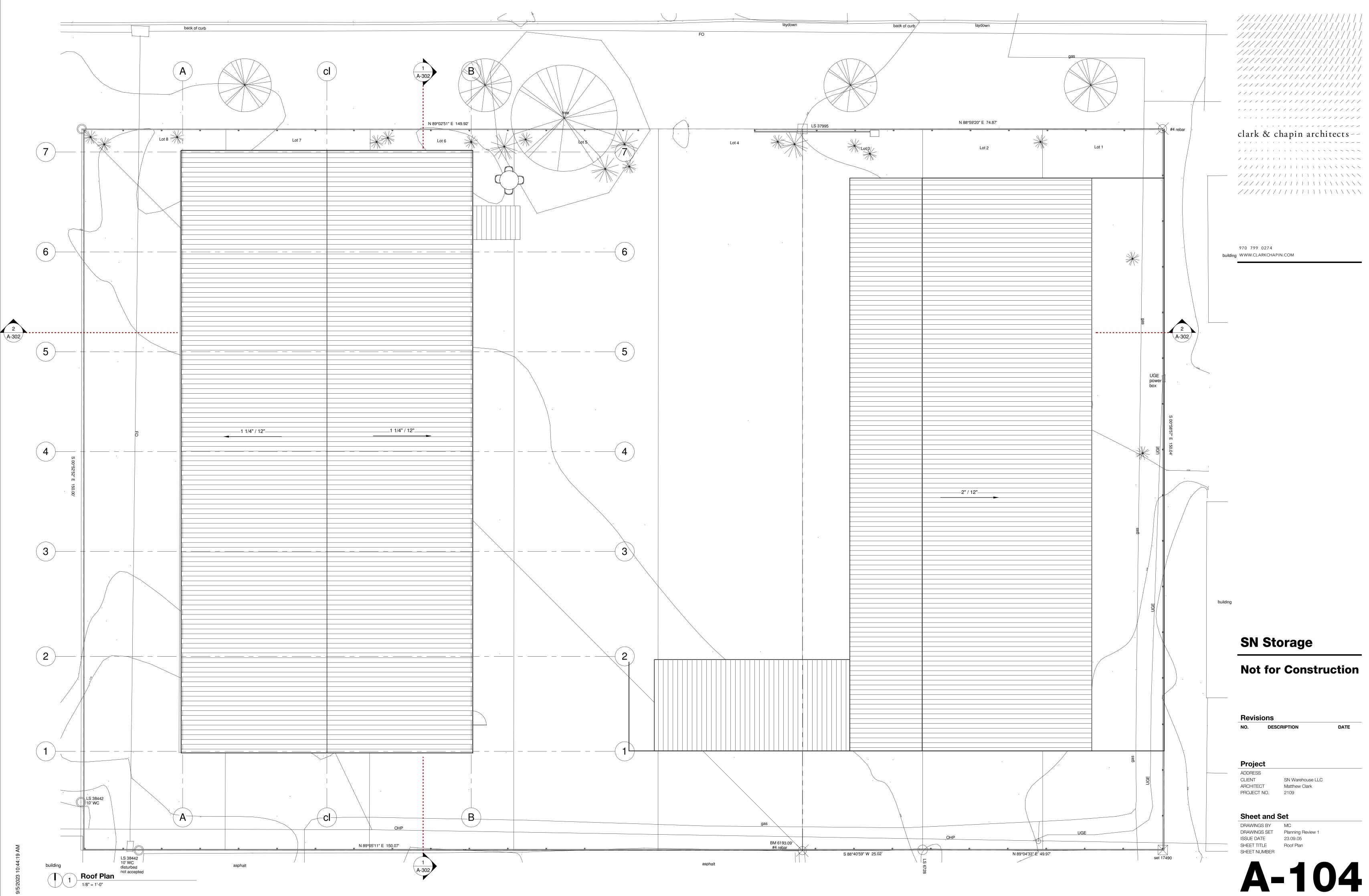
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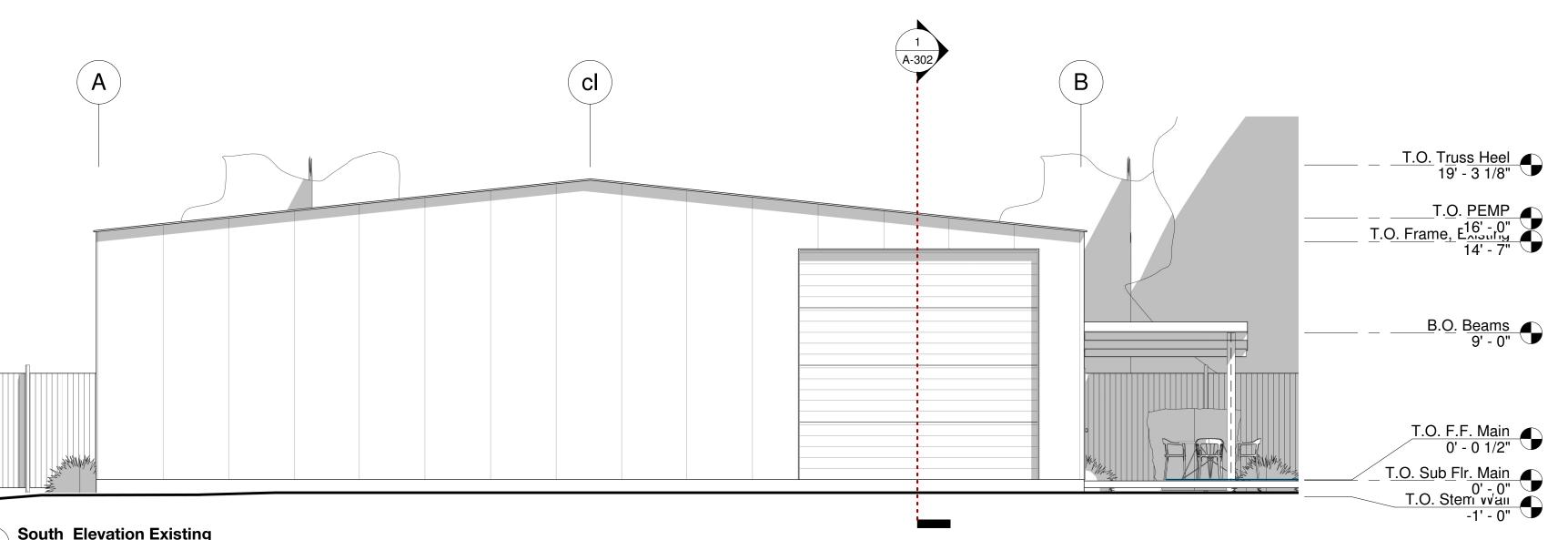
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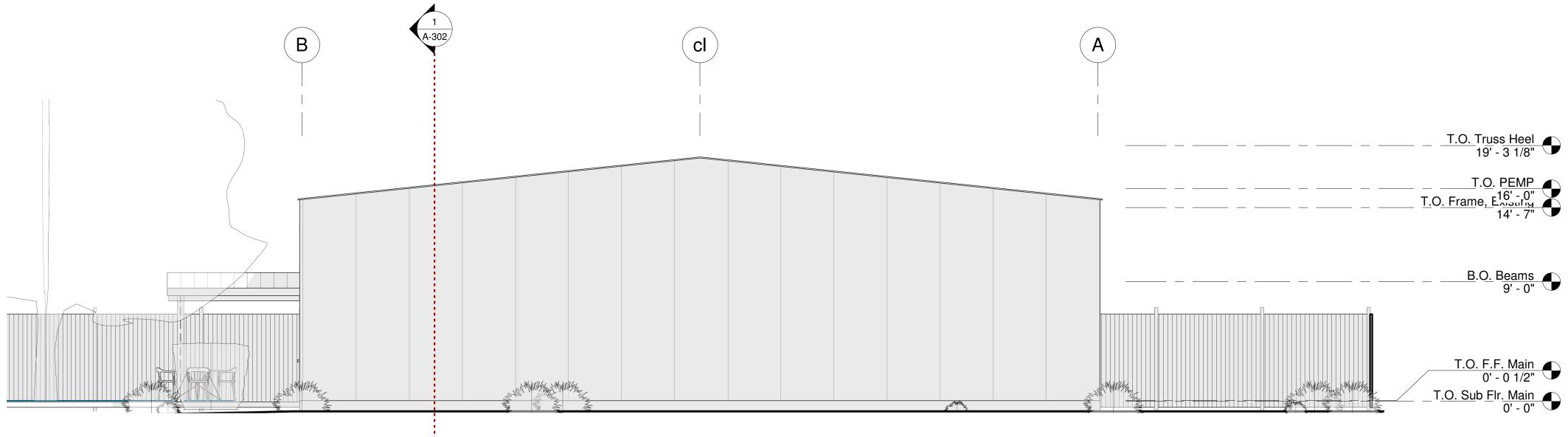


**A-101** 





1 South Elevation Existing 3/16" = 1'-0"



2 North Elevation Existing 3/16" = 1'-0"

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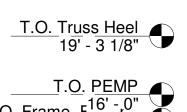
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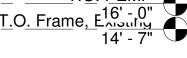
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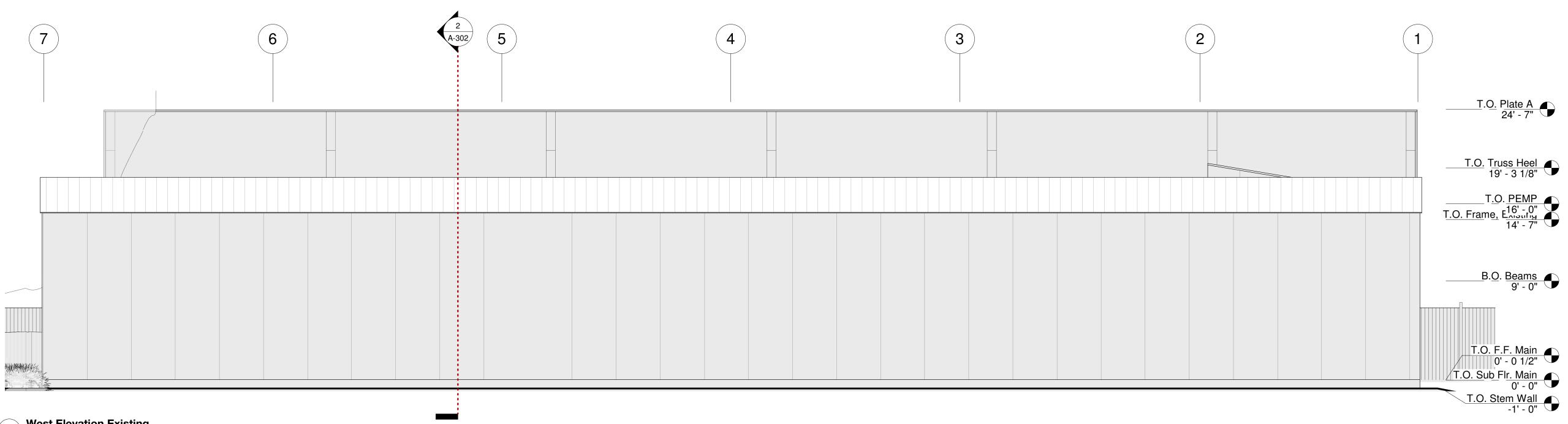




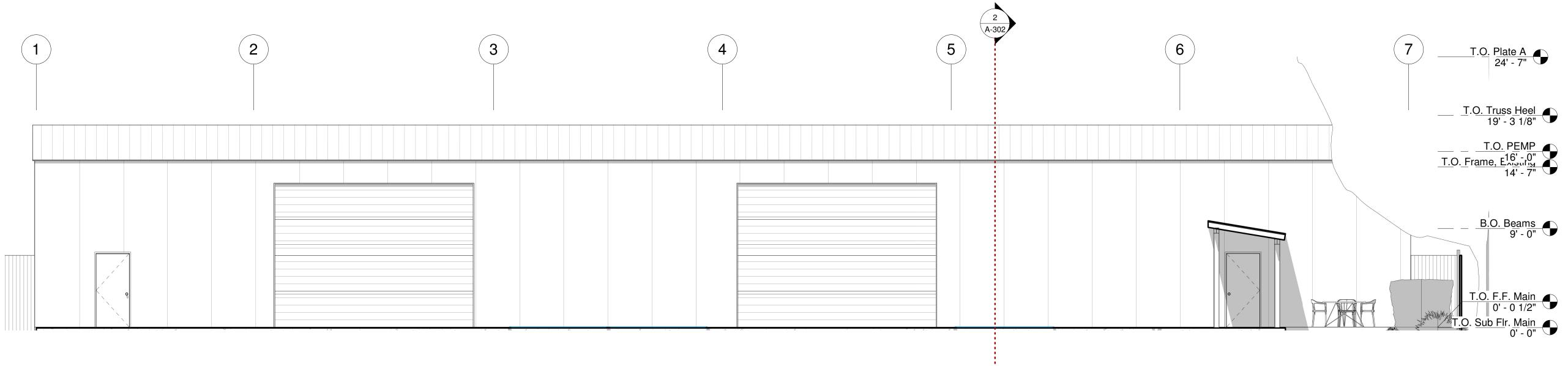
# SN Storage

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T.O. F.F. Main 0' - 0 1/2" \_T<u>.O. Su</u>b <u>F</u>lr<u>. Main</u> 0' - 0"











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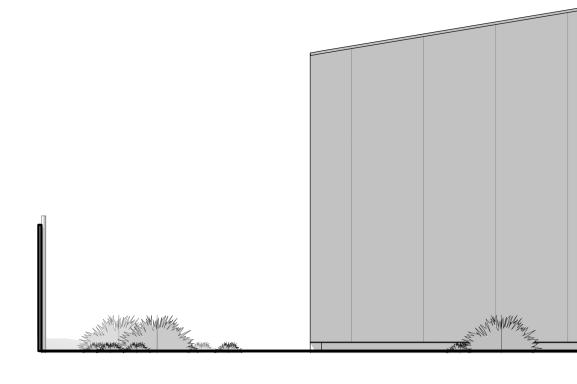
SN Warehouse LLC Matthew Clark 2109

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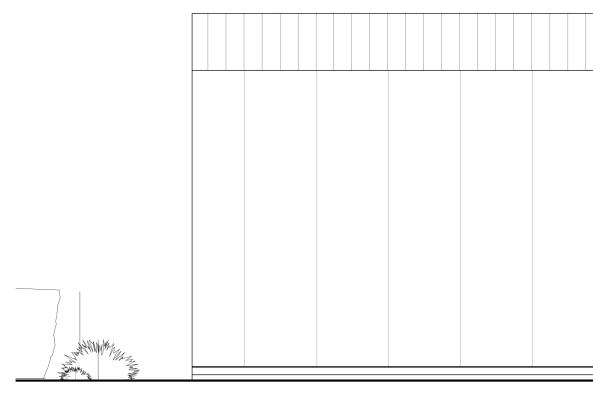
DRAWINGS BY MC ISSUE DATE 23.09.05 SHEET TITLE Exterior Elevations
SHEET NUMBER

DRAWINGS SET Planning Review 1





1 South Elevation 3/16" = 1'-0"



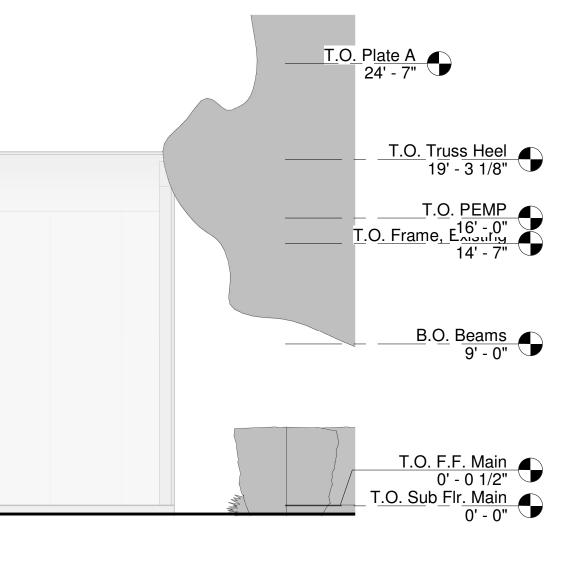
2 **North Elevation** 3/16" = 1'-0"

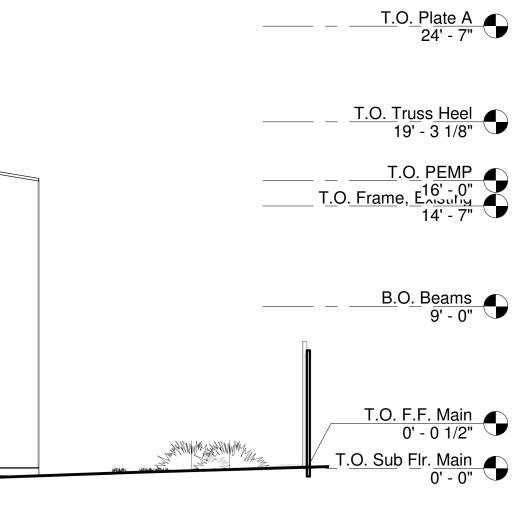
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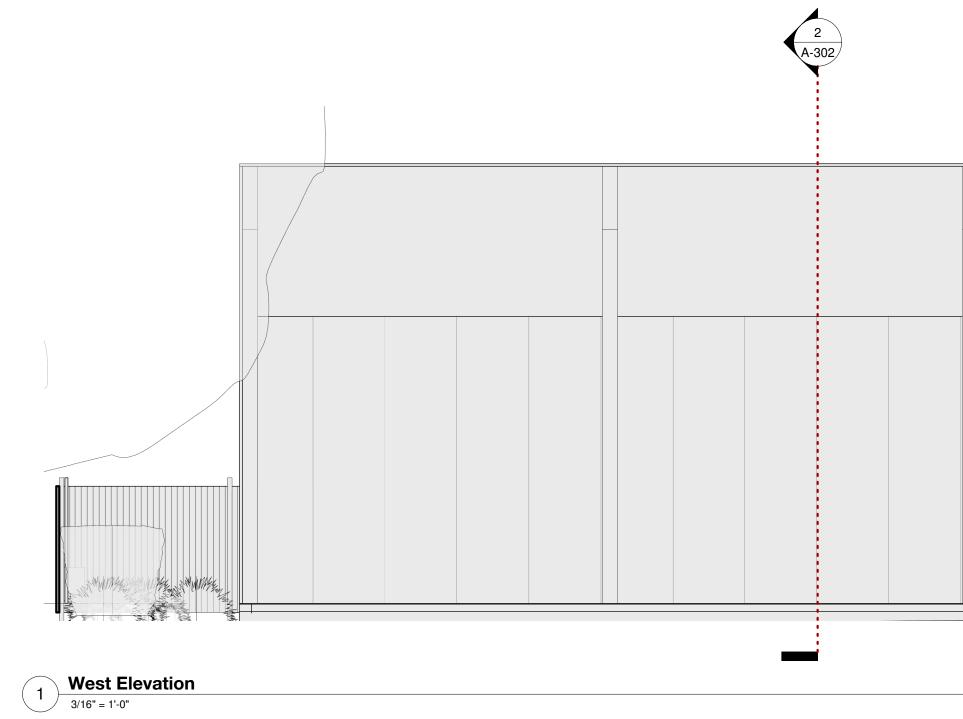
SN Warehouse LLC Matthew Clark

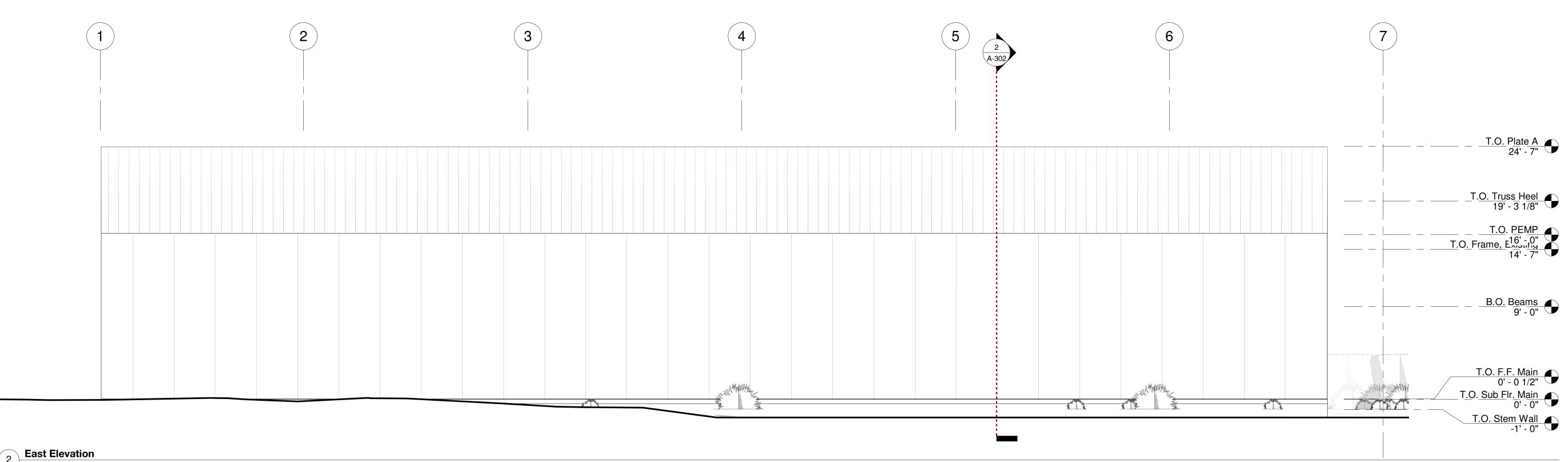
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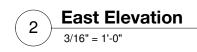
DRAWINGS BY MC SHEET TITLE Exterior Elevations SHEET NUMBER

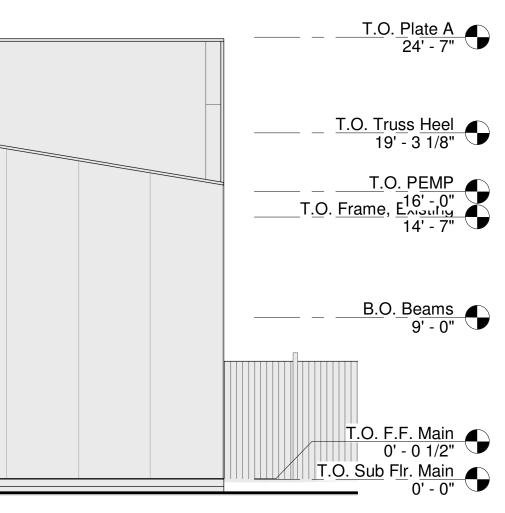
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## SN Storage

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## Revisions

NO. DESCRIPTION

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## Project

ADDRESS CLIENT ARCHITECT PROJECT NO. 2109

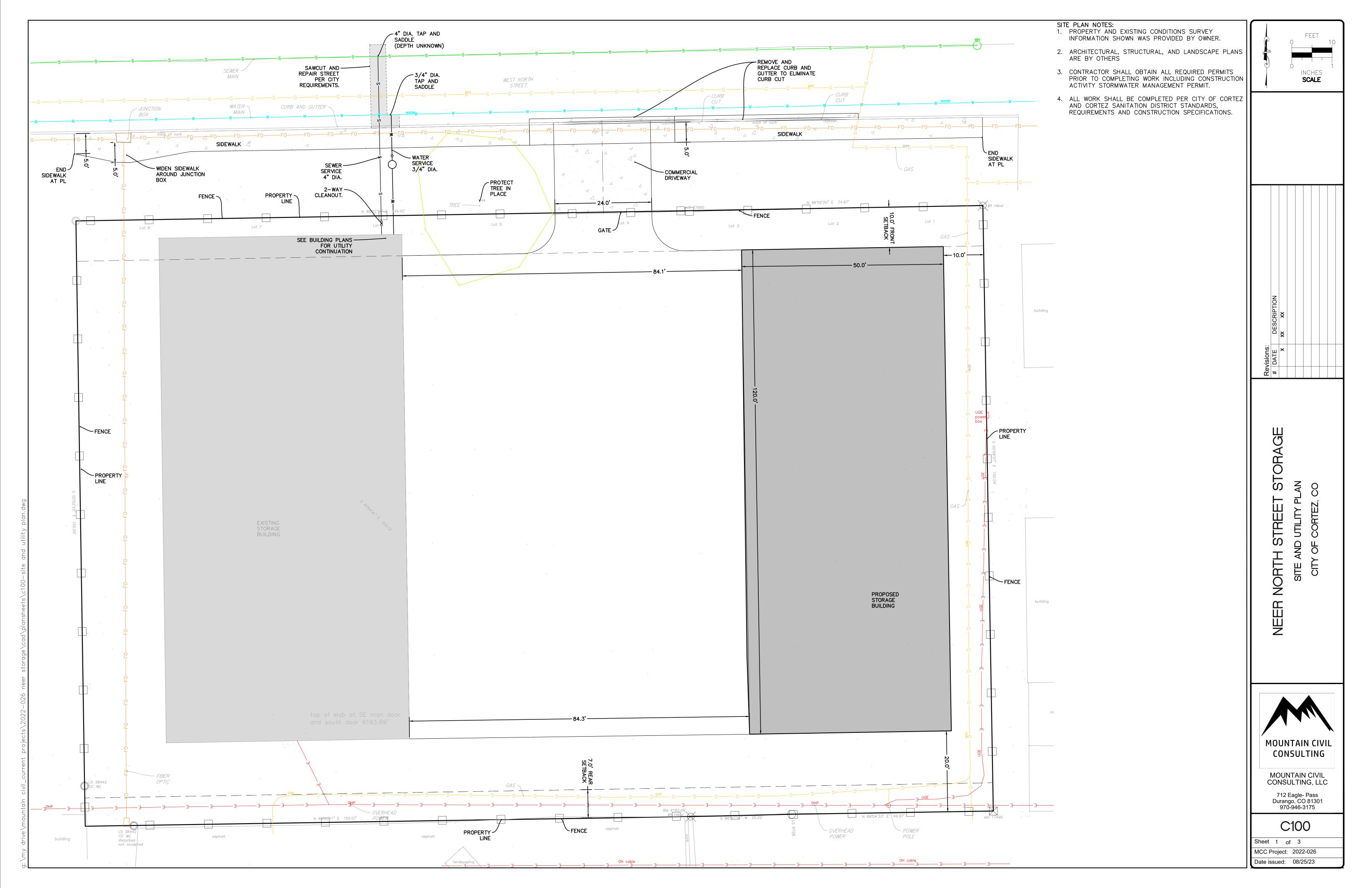
SN Warehouse LLC Matthew Clark

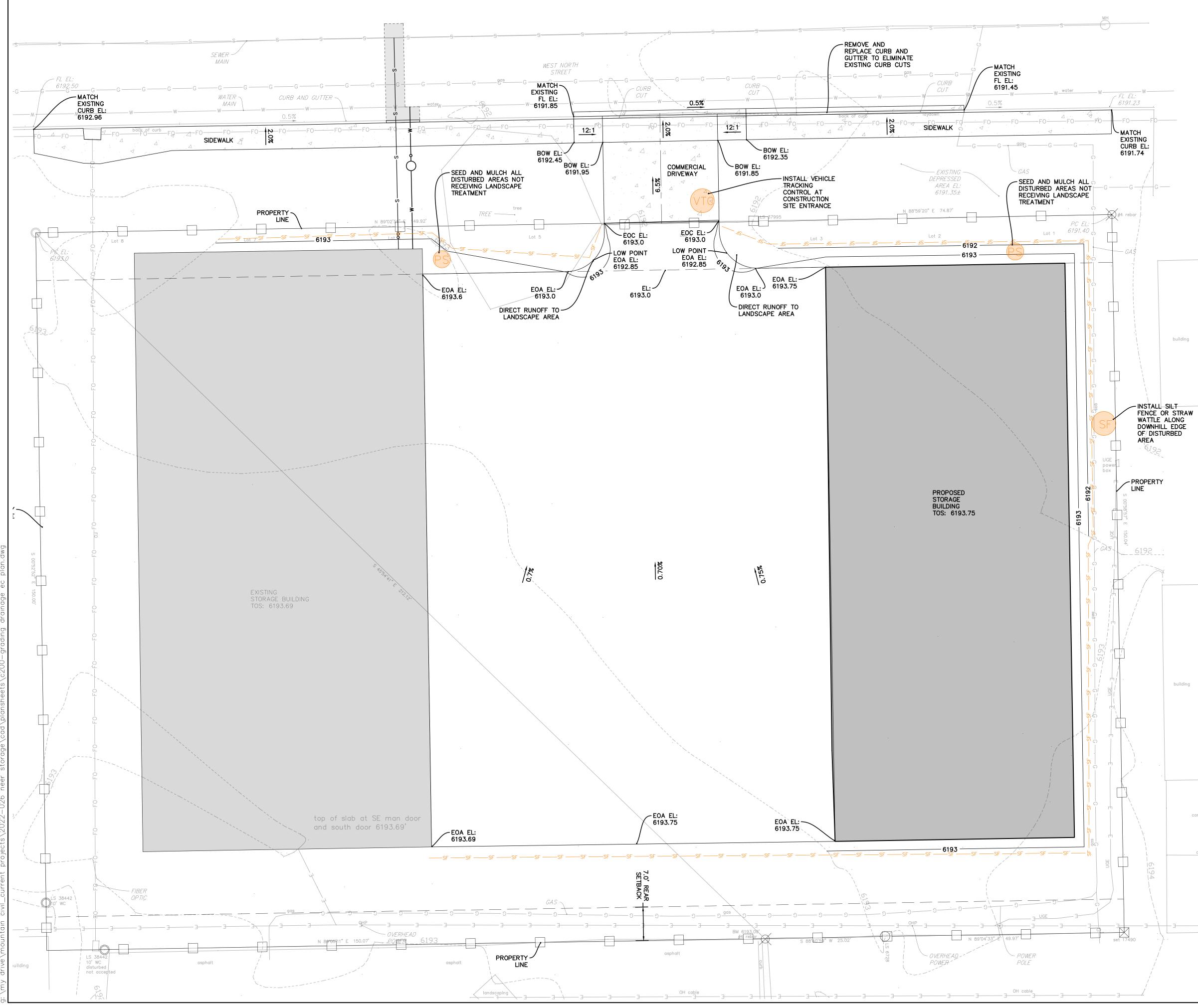
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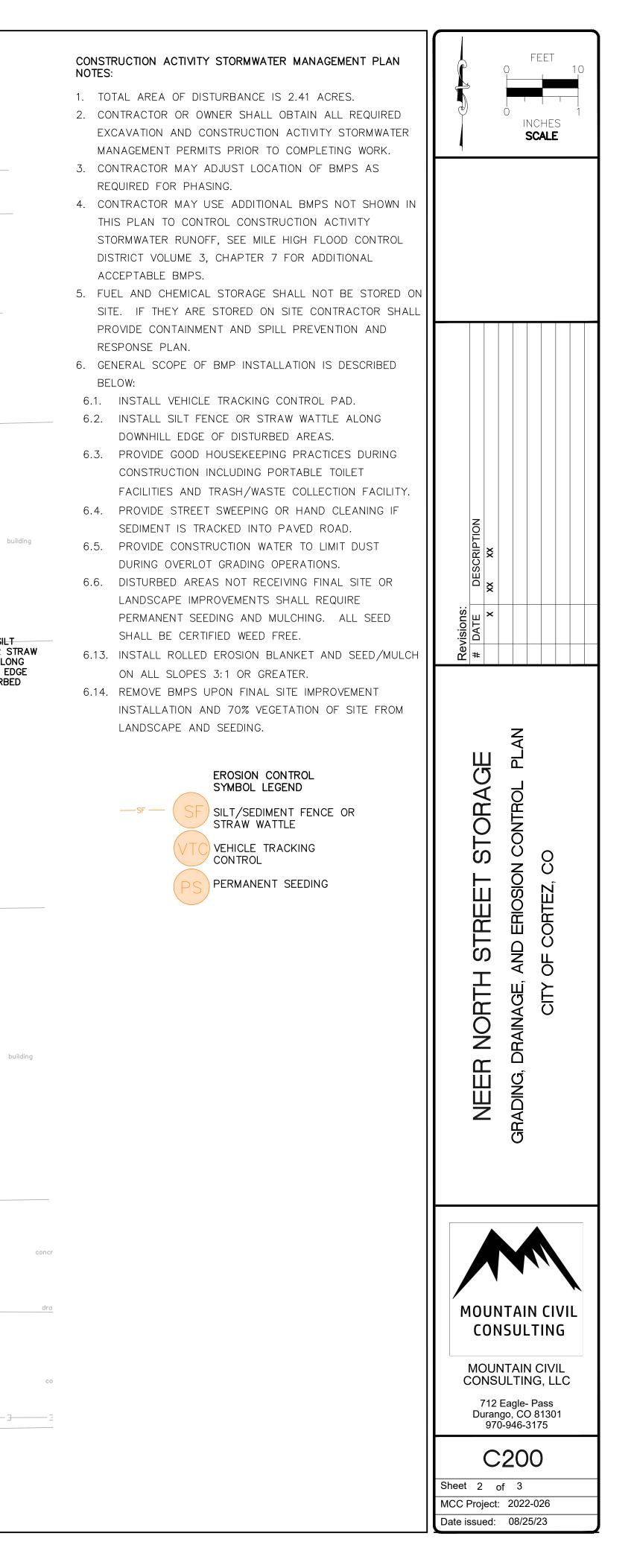
DRAWINGS BY MC SHEET TITLE Exterior Elevations SHEET NUMBER

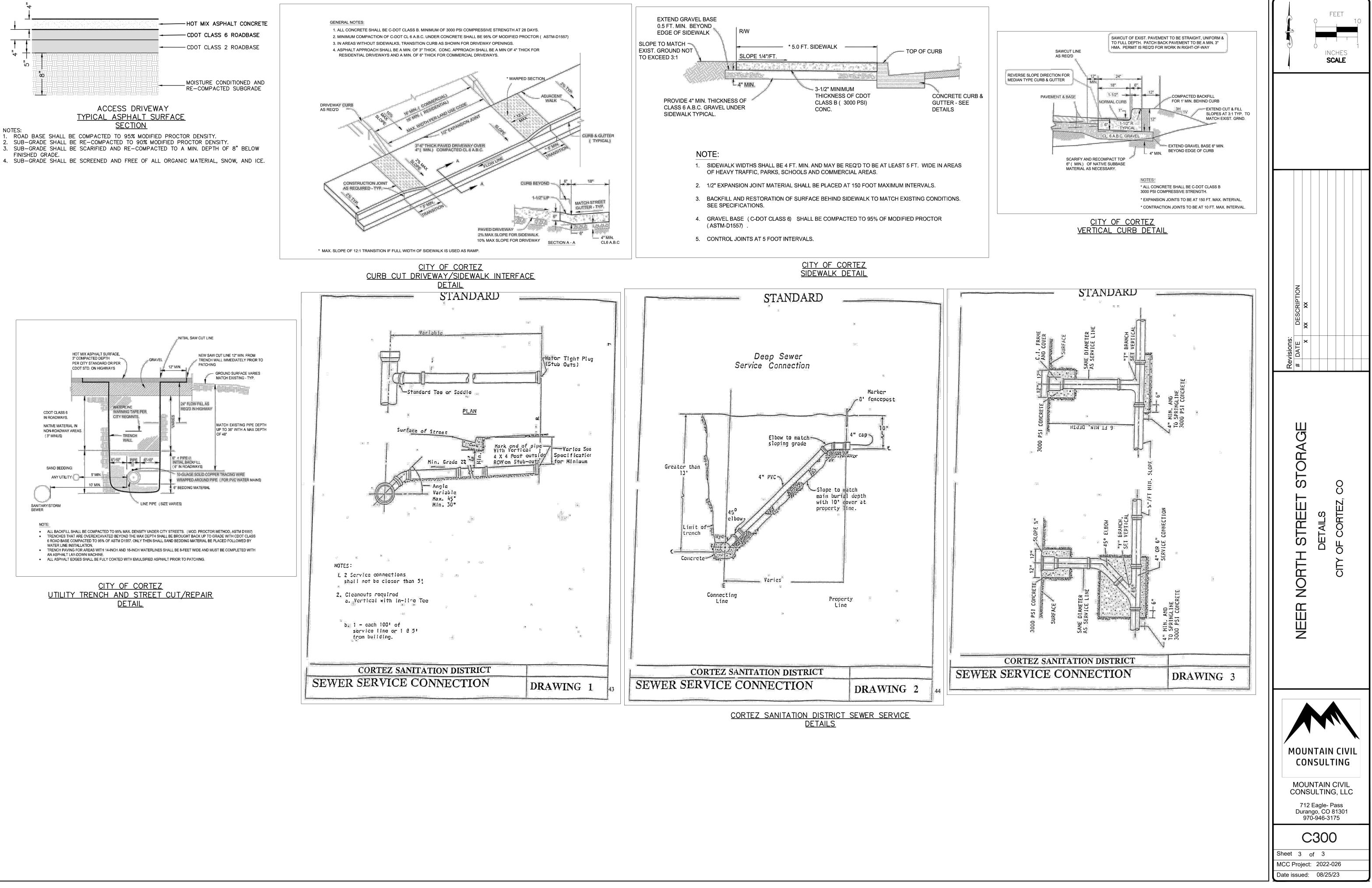
DRAWINGS SET Planning Review 1 ISSUE DATE 23.09.05

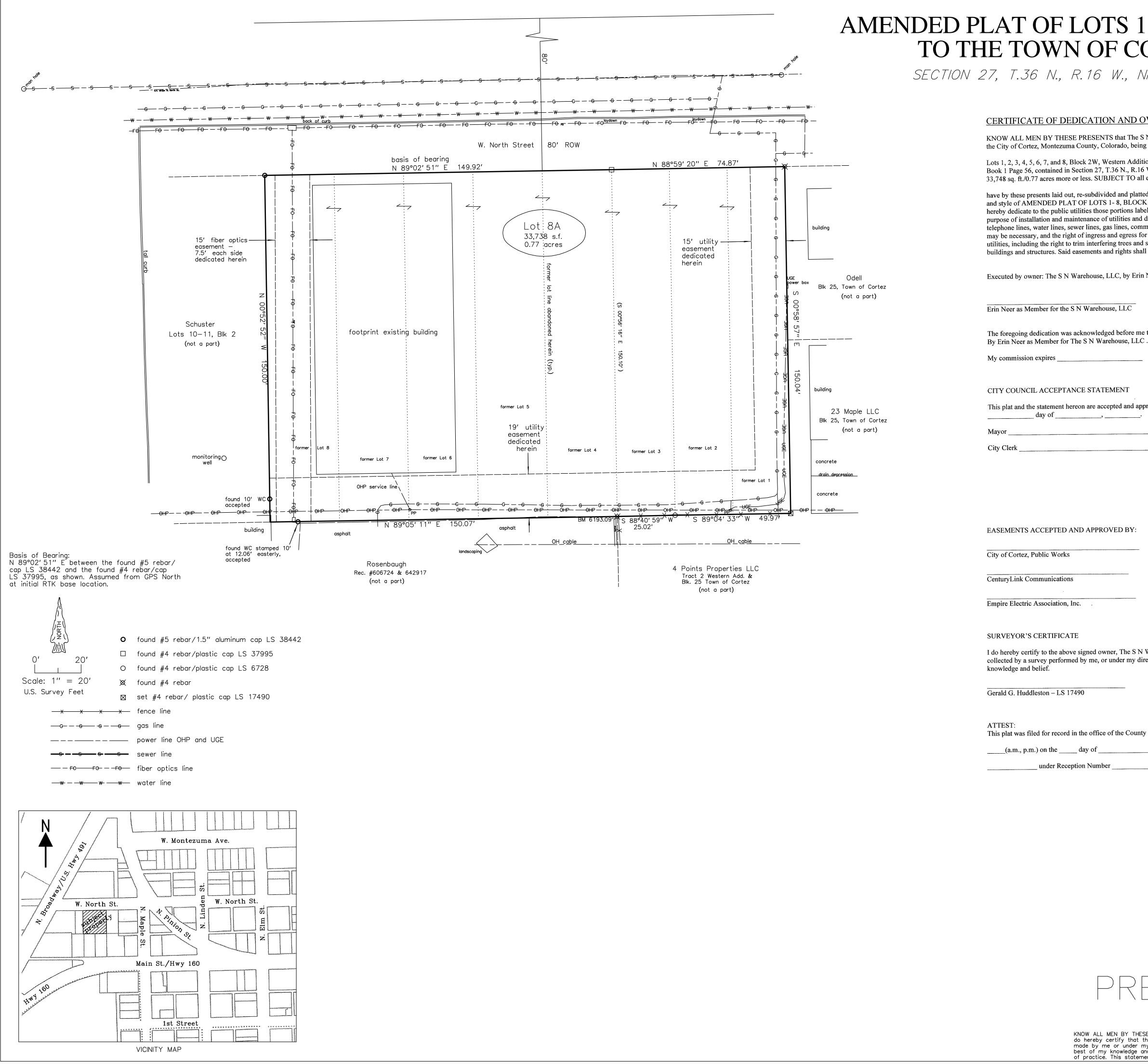












This plat was filed for record in the office of the County Clerk and Recorder of Montezuma County, Colorado, at

# AMENDED PLAT OF LOTS 1-8, BLOCK 2, WESTERN ADDITION TO THE TOWN OF CORTEZ CREATING LOT 8 A

SECTION 27, T.36 N., R.16 W., NMPM, MONTEZUMA COUNTY, COLORADO

### CERTIFICATE OF DEDICATION AND OWNERSHIP

KNOW ALL MEN BY THESE PRESENTS that The S N Warehouse, LLC is the owner of a portion of property in the City of Cortez, Montezuma County, Colorado, being more particularly described as follows:

Lots 1, 2, 3, 4, 5, 6, 7, and 8, Block 2W, Western Addition to the Town of Cortez according to the plat recorded Plat Book 1 Page 56, contained in Section 27, T.36 N., R.16 W., NMPM, Montezuma County, Colorado. Containing 33,748 sq. ft./0.77 acres more or less. SUBJECT TO all easements of record, prescriptive or dedicated herein.

have by these presents laid out, re-subdivided and platted the same into a lot as shown on this plat, under the name and style of AMENDED PLAT OF LOTS 1-8, BLOCK 2W, WESTERN ADDITION, CREATING LOT 8A, and do hereby dedicate to the public utilities those portions labeled as drainage or utility easements on this plat, for the purpose of installation and maintenance of utilities and drainage facilities, including but not limited to electric lines, telephone lines, water lines, sewer lines, gas lines, communication cables, and drainage structures and other utilities as may be necessary, and the right of ingress and egress for the maintenance, operation, repair, and replacement of such utilities, including the right to trim interfering trees and shrubs. Landowner shall maintain easement area clear of buildings and structures. Said easements and rights shall be utilized in a reasonable and prudent manner.

Executed by owner: The S N Warehouse, LLC, by Erin Neer as member for The S N Warehouse, LLC

The foregoing dedication was acknowledged before me this \_\_\_\_\_ day of

Notary Public

This plat and the statement hereon are accepted and approved by the City Council of the City of Cortez this

Atmos Energy Cortez Sanitation District

I do hereby certify to the above signed owner, The S N Warehouse, LLC, that this plat was prepared from data collected by a survey performed by me, or under my direct supervision, and is correct to the best of my

date

(a.m., p.m.) on the \_\_\_\_\_ day of \_\_\_\_\_, and duly filed in Plat Book\_\_\_\_\_ at Page

under Reception Number \_\_\_\_\_.

NOTICE:

Section 27, T.36 N. R.16 W.,

According to Colorado law you must commence any legal action based upon any defect in this survey within three years after you first discover such defect. In no event may any action based upon any defect in this survey be commenced more than ten years from the date of certification shown hereon.

28 August 2023

THE S N WAREHOUSE, LLC

Montezuma County, Colorado

Amended Plat of Lots 1-8, Block 2W, Western Addition to the Town of Cortez

HUDDLESTON LAND SURVEYING



KNOW ALL MEN BY THESE PRESENTS, that I, GERALD G. HUDDLESTON, Colorado LS 17490, do hereby certify that this plat was prepared from field notes of an actual survey made by me or under my supervision and that the same is true and accurate to the

best of my knowledge and belief. This plat is in accordance with applicable standards P.O. Box KK - Cortez, CO 81321 - (970) 565-3330 of practice. This statement is not a guaranty or warranty, either expressed or implied.

640401 10/04/2021 11:52:11 AM Page 1 of 1 Kim Percell, Montezuma County, Co Rec Fee: \$13.00 Doc Fee: \$16.50 eRecorded

#### SPECIAL WARRANTY DEED

THIS DEED, Made this 4th Day of October, 2021

Between ROGERS EQUIPMENT SALES INC., A COLORADO CORPORATION

of the County of La Plata and State of Colorado, grantor

and THE S N WAREHOUSE, LLC, A COLORADO LIMITED LIABILITY COMPANY

whose legal address is 27696 Highway 145 Dolores, CO 81323

of the County of Montezuma and State of Colorado, grantee

State Documentary Fee 10/4/21 Date: S  $\overline{c}$ 

Lots 4, 5, 6, 7, 8, and 9, Block 2W, WESTERN ADDITION, according to the plat thereof filed for record November 20, 1947 in Book 1 at Page 56.

As known by street and number as: 459 W North Cortez, CO 81321

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and domand whatsoover of the grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the grantee, its successors and assigns forever. The grantor, for itself, its successors does covenant, and agree that the grantor shall and will WARRANT AND FOREVER DEFEND the above bargained premises in the quiet and peaceable possession of the grantee, its successors and assigns, against all and every person or persons lawfully claiming the whole or any part thereof, by, through or under the grantor, except: 2021 taxes due and payable in the year 2022. Subject to Statutory Exceptions as defined in CRS § 38-30-113(5).

The singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders are a shall be applicable to all genders are a shall be applicable to all genders are a shall be applicable to all genders.

IN WITNESS WHEREOF, the grantor has executed this deed on the date set forth above.

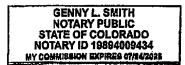
ROGERS EQUIPMENT SALES INC., A COLORADO CORPORATION

) / L 660 - S 1 BY: MICHAEL BRUCE ROGERS, PRESIDENT · • • •

STATE OF COLOFADO

The foregoing instrument was acknowledged before me this 4<sup>th</sup> day of October, 2021 By: MICHAEL BRUCE ROGERS AS PRESIDENT OF ROGERS EQUIPMENT SALES INC., A COLORADO CORPORATION

My commission expires: July 24, 2025



Witness my hand and official seal

SPECIAL WARRANTY DEED



ERECORDED DATE 10-4-91
COUNTY Montchima
REC. NO. 640401

#### SPECIAL WARRANTY DEED

THIS DEED, Made this 4th Day of October, 2021

#### Between ROGERS EQUIPMENT SALES INC., A COLORADO CORPORATION

of the County of La Plata and State of Colorado, grantor

#### and THE S N WAREHOUSE, LLC, A COLORADO LIMITED LIABILITY COMPANY

whose legal address is 27696 Highway 145 Dolores, CO 81323

of the County of Montezuma and State of Colorado, grantee

 $\ensuremath{\textbf{WITNESSETH}}$  , That the grantor for and in consideration of the sum of

## Lots 4, 5, 6, 7, 8, and 9, Block 2W, WESTERN ADDITION, according to the plat thereof filed for record November 20, 1947 in Book 1 at Page 56.

As known by street and number as: 459 W North Cortez, CO 81321

**TOGETHER** with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the grantee, its successors and assigns forever. The grantor, for itself, its successors does covenant, and agree that the grantor shall and will WARRANT AND FOREVER DEFEND the above bargained premises in the quiet and peaceable possession of the grantee, its successors and assigns, against all and every person or persons lawfully claiming the whole or any part thereof, by, through or under the grantor, except: 2021 taxes due and payable in the year 2022. Subject to Statutory Exceptions as defined in CRS § 38-30-113(5).

The singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

IN WITNESS WHEREOF, the grantor has executed this deed on the date set forth above.

RÓGERS EQUIPMENT SALES INC., A COLORADO CORPORATION

BY:\_\_\_\_\_\_\_ MICHAEL BRUCE ROGERS, PRESIDENT

STATE OF COLOFADO

·....

COUNTY OF LA PLATA

The foregoing instrument was acknowledged before me this 4<sup>th</sup> day of October, 2021 By: MICHAEL BRUCE ROGERS AS PRESIDENT OF ROGERS EQUIPMENT SALES INC., A COLORADO CORPORATION

My commission expires: July 24, 2025

GENNY L. SMITH	
NOTARY PUBLIC	
STATE OF COLORADO	
NOTARY ID 19894009434	
MY COMMISSION EXPIRES 07/24/2025	

Witness my hand and official sea U Notary Public

SPECIAL WARRANTY DEED



631 E. Main Street Cortez, CO 81321 PHONE: (970)564-9770 FAX: (970)564-9769

December 15, 2021

THE S N WAREHOUSE, LLC 27696 Highway 145 Dolores, CO 81323

Re: MO22105915 THE S N WAREHOUSE, LLC & TBD W. North St., Cortez, CO 81321 LOAN NO.:

As you may know we are now **e-filing** documents in **Montezuma** County. Please find enclosed the original stamped **Special Warranty Deed** recorded on **12/15/2021** as Reception No. **641964** and a copy of the same printed from the **Montezuma** County Clerks records.

I would like to take this time to thank you for the opportunity to serve you. If we can be of any further assistance, please do not hesitate to call.

Sincerely,

April Jackson Closing Department

Enclosure

641964 12/15/2021 01:40:18 PM Page 1 of 1 Kim Percell, Montezuma County, Co Rec Fee: \$13.00 Doc Fee: \$6.00 eRecorded

### SPECIAL WARRANTY DEED

THIS DEED, Made this 15th Day of December, 2021

## Between JOHNNY R. MOSHER and SHIRLEY M. MOSHER

of the County of Montezuma and State of Colorado, grantor

### and THE S N WAREHOUSE, LLC

9 - >

whose legal address is 27696 Highway 145 Dolores, CO 81323

of the County of Montezuma and State of Colorado, grantee

WITNESSETH, That the grantor for and in consideration of the sum of

the receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm, unto the grantee, its successors and assigns forever, all the real property together with improvements, if any, situate, lying and being in the County of Montezuma and State of Colorado described as follows:

# Lots 1, 2 and 3, Block 2W, WESTERN ADDITION, according to the plat thereof filed for record November 20, 1947 in Book 1 at Page 56.

As known by street and number as: TBD W. North St. Cortez, CO 81321

**TOGETHER** with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the grantee, its successors and assigns forever. The grantor, for himself, his heirs, personal representatives, successors does covenant, and agree that the grantor shall and will WARRANT AND FOREVER DEFEND the above bargained premises in the quiet and peaceable possession of the grantee, its successors and assigns, against all and every person or persons lawfully claiming the whole or any part thereof, by, through or under the grantor, except: 2021 taxes due and payable in the year 2022. Subject to Statutory Exceptions as defined in CRS § 38-30-113(5).

The singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

IN WITNESS WHEREOF, the grantor has executed this decd on the date set forth above.

11 MOSHER JÓHŃNY SHIRLEY M. MOSHER

CTS MOZZ105915

STATE OF COLORADO COUNTY OF MONTEZUMA

The foregoing instrument was acknowledged before me this 15th Day of December, 2021

By: JOHNNY R. MOSHER and SHIRLEY M. MOSHER

My commission expires: 8.3 2025

Witness my hand and official scal Ul o

Notary Public

SPECIAL WARRANTY DEED



State Documentary Fee Date: 12 15 2021

#### SPECIAL WARRANTY DEED

THIS DEED, Made this 15th Day of December, 2021

### Between JOHNNY R. MOSHER and SHIRLEY M. MOSHER

of the County of Montezuma and State of Colorado, grantor

#### and THE S N WAREHOUSE, LLC

whose legal address is 27696 Highway 145 Dolores, CO 81323

of the County of Montezuma and State of Colorado, grantee

State	Documentary Fee
Date:	12.15:2021
\$	6.00

ERECORDED DATE 12-15-21 COUNTY MONITECHINE

REC. NO. 1041960

WITNESSETH, That the grantor for and in consideration of the sum of

# Lots 1, 2 and 3, Block 2W, WESTERN ADDITION, according to the plat thereof filed for record November 20, 1947 in Book 1 at Page 56.

As known by street and number as: TBD W. North St. Cortez, CO 81321

**TOGETHER** with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

**TO HAVE AND TO HOLD** the said premises above bargained and described, with the appurtenances, unto the grantee, its successors and assigns forever. The grantor, for himself, his heirs, personal representatives, successors does covenant, and agree that the grantor shall and will WARRANT AND FOREVER DEFEND the above bargained premises in the quiet and peaceable possession of the grantee, its successors and assigns, against all and every person or persons lawfully claiming the whole or any part thereof, by, through or under the grantor, except: 2021 taxes due and payable in the year 2022. Subject to Statutory Exceptions as defined in CRS § 38-30-113(5).

The singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

IN WITNESS WHEREOF, the granter has/executed this deed on the date set forth above.

MI JÓHNNY R. MOSHÉR SHIRLEY M. MOSHER 1

STATE OF COLORADO COUNTY OF MONTEZUMA



The foregoing instrument was acknowledged before me this 15th Day of December, 2021

By: JOHNNY R. MOSHER and SHIRLEY M. MOSHER

My commission expires: 8 3 2025

Witness my hand and official seal ru Bugh

SPECIAL WARRANTY DEED

CARRIE LEIGH DAVIS NOTARY PUBLIC STATE OF COLORADO NOTARY ID #20094016709 My Commission Expires August 3, 2025

Barrow, Pr



CITY OF CORTEZ 123 ROGER SMITH AVENUE CORTEZ, CO 81321

October 03, 2023

Agenda Item: 7. a.

MEMO TO: Planning and Zoning Commission

FROM: Cheryl Lindquist, Permit Technician/Deputy City Clerk

SUBJECT: Montezuma County application HOCH 2 Lot Amend

### BACKGROUND

The parcel under consideration for rezoning and subdivision is adjacent to City limits on two sides, eligible for annexation and within the 1-mile area of influence. County Road L is designated as an Arterial in the Road Master Plan.

ISSUES See Attached.

### RECOMMENDATION

Staff recommends that the Commission state any concerns and request comments be forwarded to the County if so desired.

Attachments

Staff Report County Packet



Community & Economic Development Dept. 123 Roger Smith Avenue Cortez, CO 81321

Meeting Date: October 3, 2023

### MEMO

- **TO:** Members of the Cortez Planning and Zoning Commission
- **FROM:** Nancy Dosdall, Contract City Planner
- **SUBJECT:** County Development- Review of a proposed rezone from AR 35 to Heavy Industrial and Subdivision
- **ATTACHMENTS:** County Application Packet: Applicants propose to amend the Hoch 2 Lot Minor Subdivision and AR3-9, to create one additional lot. The applicants also propose to rezone the property to Heavy Industrial for a construction equipment and materials storage yard.

### BACKGROUND

The parcel under consideration for rezoning and subdivision is adjacent to City limits on two sides, eligible for annexation and within the 1-mile area of influence. County Road L is designated as an Arterial in the Road Master Plan.

When the subdivision/rezone were first proposed earlier this year, we sent the attached comments.

The Montezuma County Board of County Commissioners will hold a public hearing for this permit on October 19, 2023.

### RECOMMENDATION

Staff recommends that the Commission state any concerns and request comments be forwarded to the County if so desired.



City of Cortez Community and Economic Development 123 Roger Smith Avenue Cortez, CO 81321

April 5, 2023

Montezuma County Planning Department c/o S. Jane Duncan 109 W Main St., Room 270 Cortez, CO 81321

Via email: sjd@co.montezuma.co.us

RE: Hoch Subdivision and Rezone

To: Montezuma County Planning and Zoning Commission

Thank you for the opportunity to comment on the above referenced project. The City of Cortez Planning and Zoning Commission reviewed the project at their meetings of February 7, 2023 and April 4, 2023, and have the following comments and concerns:

- The property is located adjacent to City limits on two sides. The City has approved a residential subdivision on the adjacent property, that is currently partially developed with homes. The property is currently eligible for annexation.
- The proposal includes a request for rezoning to Heavy Industrial. Heavy Industrial uses shall mean "uses engaged in the basic processing and manufacturing of materials or products predominately from extracted or raw materials; or a use engaged in storage of, or manufacturing processes using, flammable or explosive materials; or storage or manufacturing processes that potentially involve hazardous conditions. Heavy Industrial shall also mean those uses engaged in the operation, parking and maintenance of heavy equipment and trucks, cleaning of equipment or work processes involving solvents, solid waste or sanitary waste transfer stations, recycling establishments, and transport terminals (truck terminals, public works yards, container storage), mining and extracting industries, petrochemical industries, rubber refining, and primary metal or related industries." These uses are not appropriate adjacent to City limits and especially adjacent to residential properties at urban densities. While we appreciate the minor revisions to the proposal to move the heavy industrial zoning slightly away from City residents, we still are concerned about the impact of heavy industrial uses adjacent to city limits. City residents should not be subjected to hazardous and loud uses such as those listed above.
- The proposal, with internal access that duplicates adjacent City streets is not in conformance with the City Streets Plan.
- CDOT has indicated that the intersection of Alamosa St. and Hwy 145 may require upgrading to accommodate the development. While we understand that a traffic

impact report will be prepared, we would like to review the report before any approvals are granted. The City does not currently have plans to participate in improvements at that intersection.

- Because the property is adjacent to City limits, it should be developed with City standard infrastructure including roads, pedestrian connections, sewer, water and drainage to prevent impacts and provide for appropriate connectivity.
- The proposal for rezoning and subdivision appears premature with uncertain future uses
- Given its location, eligibility for annexation and all issues described above, the City of Cortez Planning and Zoning Commission believes that any future development on the property should occur in the City with annexation.

Thank you for your consideration, please let us know if you have any questions.

Sincerely,

Rachael Marchbanks

Rachael Marchbanks Community and Economic Development Director



# Montezuma County Planning Department

109 West Main, Room 270 Cortez, CO 81321 (970) 565-2801 (970) 565-3420 Fax

### PUBLIC NOTICE MONTEZUMA COUNTY PLANNING & ZONING COMMISSION

Notice is hereby given that the Montezuma County Planning & Zoning Commission will hold a Public Hearing for the purpose of reviewing and determining recommendations to be made to the Board of County Commissioners regarding a proposed Amendment Application to the Hoch 2 Lot Minor Subdivision and AR3-9 & INDHZ Rezoning submitted by Daniel & Debbie Hoch; agent: Rachel Abeln, on property located at TBD Road L, Cortez, CO, consisting of 32.91 acres, more or less, located south of Road L, east of Road 26, situated in S. 24, T.36N, R.16W, N.M.P.M. The hearing will be held Thursday, October 19, 2023 at 6:00pm, Commissioner's Hearing Room, Montezuma County Administrative Offices, 109 W. Main, Cortez, CO. Interested persons may attend and give input. Information may be obtained from the Planning Office on-line service at https://co-montezuma-co.smartgovcommunity.com/ Public/Home; you may also contact the Planning Dept. at (970) 565-2801 with questions.

Dated this 25th day of September, 2023

/s/ Kim Percell, Clerk, Board of County Commissioners Montezuma County, CO

Published in the Cortez Journal on Wednesday, October 4, 2023



Application Date: September 14 2023

### Date of Planning Commission Meeting: October 19, 2023

(All dates are subject to proper completion of submittals in preparation for the public hearing process.)

#### MONTEZUMA COUNTY SUBDIVISION AND RE-ZONING APPLICATION

This application is intended to give pertinent information to the Planning Department of Montezuma County for the purpose of determining the review procedure for a proposed zoning request. Nothing in this application is intended to abrogate any policy, design guideline, or standard as set forth in the Montezuma County Land Use Code, Amended March 2, 2015, Resolution No. 3-2015.

An applicant may pick up a hard copy of the Montezuma County Land Use Code for \$10.00 in office or go online for a free copy. We encourage all applicants to get a copy of the Land Use Code.

1)	Applicant Name(s):	Daniel & Debbie Hoch		
	Mailing Address:	P O Box 631, Cortez,	CO 81321	
	Telephone Number:	970-882-7275	Alternate Number:	970-749-3002
	Email Address:	danielsconcrete@yaho	oo.com	

2)	Agent(s):	Phone No:
	Email	
	115 11 11	

(If the applicant is not the owner then evidence that the owner is aware of and consents to the filing of this application must be provided in writing before the application will be accepted.)

- 3) Proposed Development: Current Zoning: <u>AR35+</u> Requested Zoning: <u>AR3-9/INDHZ</u> Number of Lots Proposed: <u>1 (one)</u> Total Acres: <u>3+/-</u> A brief description of proposed land use: <u>Applicants propose to amend the Hoch 2 Lot</u> <u>Minor Subdivision, to create a 4 Lot Moderate Subdivision, adding 2 lot. The applicants</u> <u>also propose to rezone one lot to Agricultural/Residential and one lot to Heavy Industrial</u> <u>in order for construction equipment and materials storage yard.</u> Parcel I.D. Number: <u>56112422202</u> Physical Address of Property: <u>TBD Road L, Cortez, CO</u> Legal Description of Property: Section <u>24</u> Township <u>36N</u> Range <u>16W</u>
- 4) Brief description of the adjacent land uses: <u>The surrounding properties consist of residential, agricultural, heavy and light industrial.</u> Number of Lots: <u>1</u> Average Acreage per Lot: <u>3+/-</u> Total Acres: <u>3+/-</u>
- 5) Applicant shall submit sufficient copies of a pre-sketch plan which shows the general location of the development in sufficient detail to evaluate the relationship between the development and the physical features of the land and abutting lands. See Chapter 5: Section 3: 5302.

Pre-Sketch Plan Checklist:

Location of proposed development areas upon the site

IX Total acreage

Abutting land uses, zoning designations, abutting land owners names and addresses

Existing roads, streets and highways

Major physical features including structures, buildings, boundary fencing irrigation ditches and pipelines, utilities, topography, drainage, wetlands, noxious weed infestations and location of natural hazards.

- 6) Septic: Existing Infrastructure □ yes ☑ No
   Septic Permit Information Attached: □ yes □ Permit
   ☑ No □ In Process
   ☑ Other: This property is currently vacant. Any new septic system is required to be designed by a licensed engineer and permitted through the County Health Department. Copies of permits for existing systems are required. Installation of new systems will require permitting through the Sanitation Department. An Engineer will determine the type of septic system.
- 7) Rural Water: Existing Infrastructure □ yes ⊠ No
   Copy of Existing Tap Certificate: □ yes ⊠ No □ not applicable
   Service provided by: <u>Montezuma Water Company</u>
   Letter attached: □ yes ⊠ No
   Service Available for <u>Additional residential use(s)</u>
- 8) Copy of Current Driveway/Access Permit from Montezuma County Road Department
   □ Yes ⊠ No □ In Process
   Access Permit can service up to \_\_\_\_\_ residential uses. Date on Permit: \_\_\_\_\_
   Interior Road anticipated within development: ⊠ Yes □ No
   \_\_\_\_\_\_ This property is currently vacant. Applicant states they will be utilizing the current

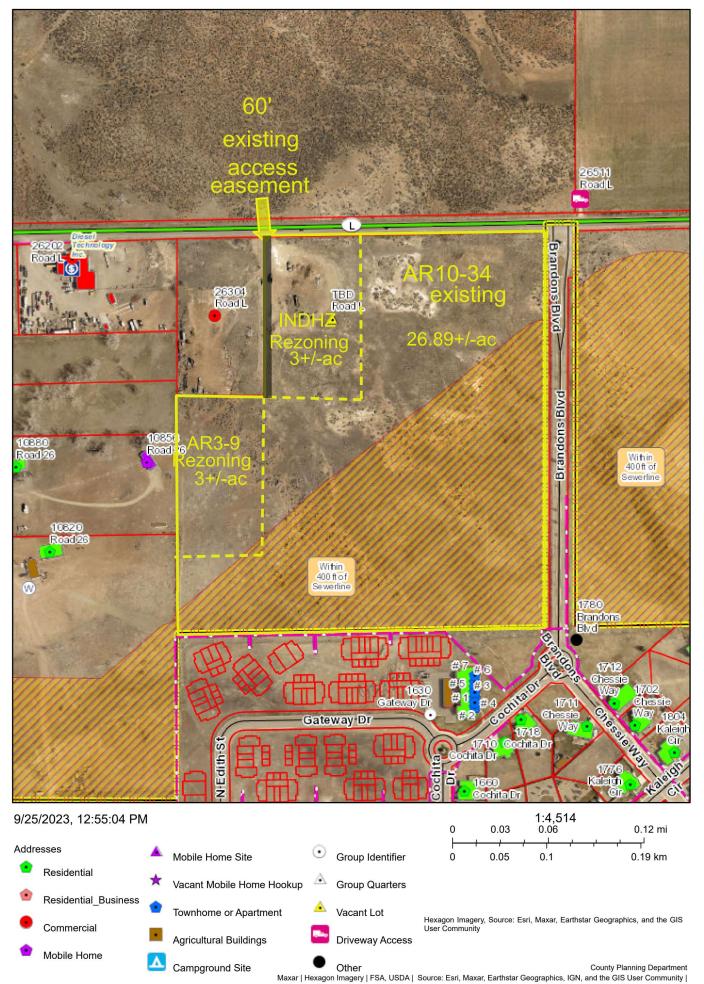
easement for driveway access from Road L.

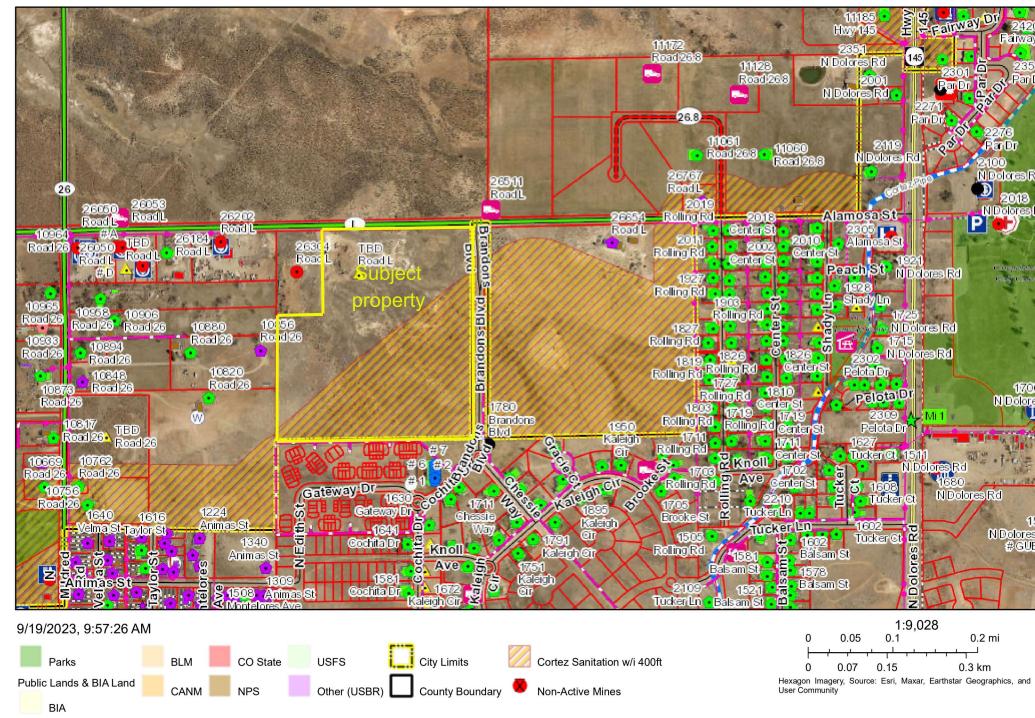
- 9) CDOT Access/Permit: Any development that will require a direct access off <u>any</u> highway shall require permitting through CDOT. Required □ Yes Hwy: \_\_\_\_\_ No ⊠ \_\_\_\_\_ The applicant will be required to contact CDOT regarding what he proposes on this subdivision application. It is CDOT's opinion that the developer does a traffic study to see if the highway intersection meets current standards and see if the intersection meets traffic signal warrants.
- 10) Contact utility companies for information regarding any/all easements, contracts or fees for providing service to the development:

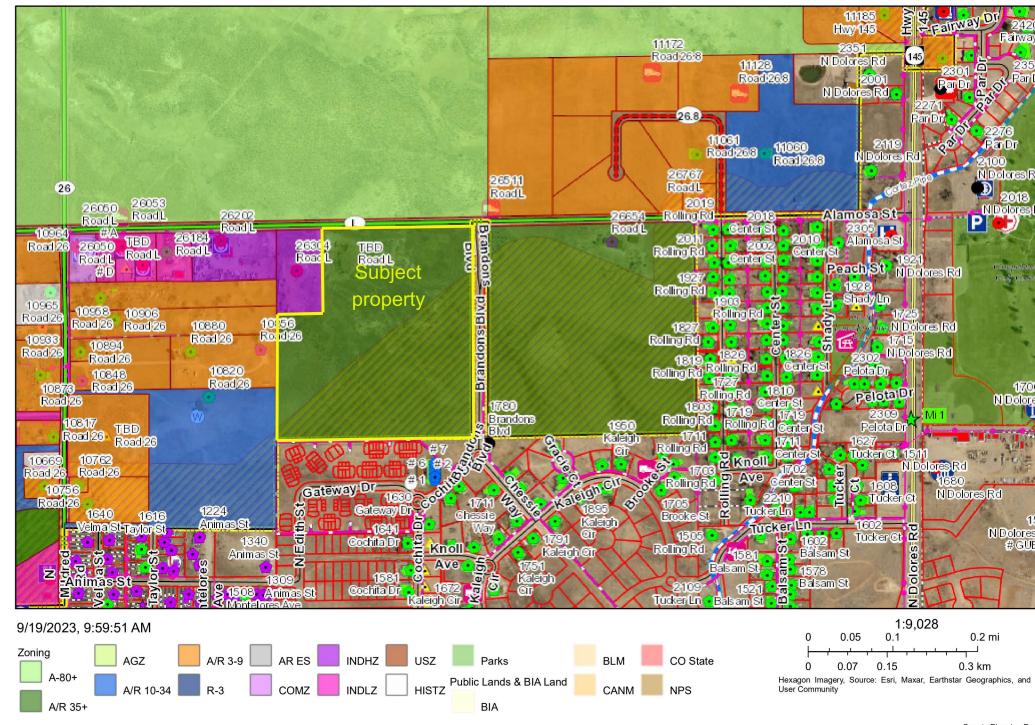
Electric:	Empire Elect	ric 🖵 Other:		
Telephone:	CenturyTel	CentryLink	□ Farmers □ Other:	
Gas Source:	Atmos Energy	🗵 Propane	Other:	

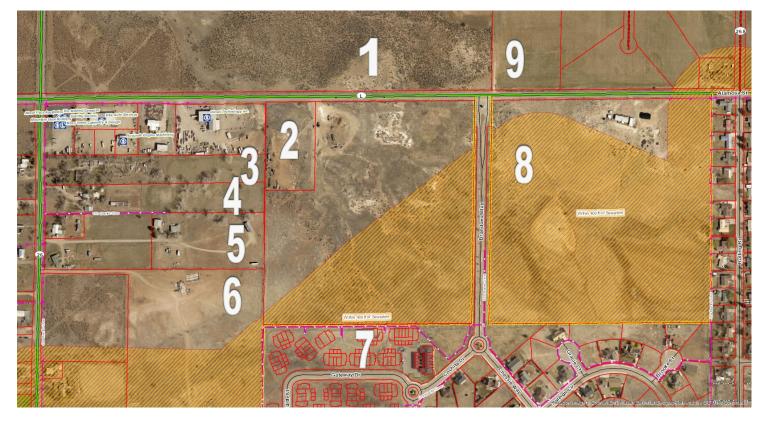
11) Irrigation Water: 🖵 Yes 🗵 No
Provided by:
12) Covenants Attached: Yes No Draft Final Pages <u>The recorded covenants for the Hoch 2 Lot Minor Subdivision will need to be amended</u> to reflect changes to the subdivision.
Recording Fee: \$13.00 for the first page and \$5.00 each additional page 13) Fire Mitigation Plan: Is the property located in an area identified on the A or B Community
at Risk Map, or other areas that fall outside of the A or B Zone that have native vegetative
cover deemed to be a wildfire risk:
Yes, requires a Comprehensive Wildfire Mitigation Plan:
Attached In Process
Fire Mitigation Plan Prepared by:
Wildfire Adapted Partnership recommends a waiver from a comprehensive plan as
<ul> <li>the parcel is very cleared of most hazardous fuels. While the property does not need a formal wildfire mitigation plan, it does not mean it is free from fire risk, mitigation efforts are always recommended. Wildfire Adapted Partnership offers free Home Wildfire Risk Site Visits. Contact Elizabeth James at (724) 977-8451 or ejames@wildfireadapted.org if the property owner would like to schedule a wildfire risk assessment. Elizabeth is the Montezuma County coordinator and will walk around the property with the owner and discuss what steps can make to be better prepared for wildfire. The property owner will receive a write up of everything they need to know to take the next steps in your wildfire preparedness journey as well as important materials to help guide them in their efforts. In many cases grant funding is available to help offset the costs of the mitigation projects. These visits generally take 60-90 minutes.</li> </ul>
14) Weed Plan:  Attached  In Process
Prepared by:
No noxious weed plan is required, per the County Noxious Weed Manager, however
the property owner is still responsible for the management of the noxious weed population.
15) Geologic Investigation:  Required  Not Required Prepared by:
Geologic Investigation required for Moderate and Major Development.
16)Storm Water Permit Required: Yes No No Not Applicable Required for Developments that disturb at least 1 acre of top soil in the process of developing.

17)Drainage Plan Required:  Yes No No Kot Applicable Known site characteristics:				
Mitigation Measures to be taken:				
18) Floodplain Development Permit: D Yes D No 🗵 Not Applicable				
19) Municipal Review: 🗵 Cortez 🛛 Dolores 🖵 Mancos 🗔 Not Applicable				
20) In accordance with CRS 31-23-215, all mineral rights owners and lessees of mineral owners should be notified regarding proposed subdivision of property. The followin information can be obtained from the Assessor's Office.				
NAMES AND CURRENT ADDRESS OF MINERAL RIGHTS OWNERS:           Name:         THERE ARE NO MINERAL OWNERS FOR THIS PROPERTY				
Address:				
<ul> <li>22) Brief description of any planned or future development:</li> <li>Are there any other development applications that effect the proposed development:</li> <li>Yes IN NO</li> <li>No further development is planned at this time.</li> </ul>				
PROHIBITION ON LEGAL ADVICE Staff members cannot give legal advice. This prohibition includes assisting or advising with documents to file or record, completing the documents, or assessing the legality or "correctness of a document(s)." If this type of assistance is required contact your attorney or legal advisor. C.R.S. 12-5-101				
The landowner by signing this acknowledges that all federal, state and local permits will be obtained.				
ApplicantApplicantDate: $9 - 14 - 23$ Date: $9 - 14 - 23$				
COUNTY USE ONLY				
Based on the information provided herein, this Application complies with the application submittar requirements per the Montezuma County Land Use Code.				
Name:				









	Property Owner	Mailing Address	Physical Address	Zone	Acres
1	Robert Millard	17090 Road 22, Cortez, CO 81321	26053 Road L, Cortez, CO 81321	A80+	321.38+/-
2	Raptor Self-Storage, LLC	715 Wuthering Heights Dr, Colorado Springs, CO 80921	26304 Road L, Cortez, CO 81321	INDHZ	3.43+/-
3	Stanley Sparks	10958 Road 26, Cortez, CO 81321	10958 Road 26, Cortez, CO 81321	AR3-9	5+/-
4	Jason & Amy Moshonas	10906 Road 26, Cortez, CO 81321	10906 Road 26, Cortez, CO 81321	AR3-9	5+/-
5	Harold McNamee	10880 Road 26, Cortez, CO 81321	10880 Road 26, Cortez, CO 81321	AR3-9	5+/-
6	Joe & Charma Gray	714 Hartman Drive, Cortez, CO 81321	TBD Road 26, Cortez, CO 81321	AR10-34	16.57+/-
7	Brandons Gate Townhomes HOA, Inc.	P O Box 641, Dolores, CO 81323	TBD Gateway Dr., Cortez, CO 81321	City	.05+/-
8	Paul Adams	26654 Road L, Cortez, CO 81321	26654 Road L, Cortez, CO 81321	AR35+	40+/-
9	Lighthouse Baptist Church of Montezuma CO, COLO	11502 Hwy 145, Cortez, CO 81321	26511 Road L, Cortez, CO 81321	AR3-9	9.32+/-



CITY OF CORTEZ 123 ROGER SMITH AVENUE CORTEZ, CO 81321

October 03, 2023

Agenda Item: 7. b.

MEMO TO: Planning and Zoning Commission

FROM: Cheryl Lindquist, Permit Technician/Deputy City Clerk

SUBJECT: Montezuma County RAPTOR STORAGE

### BACKGROUND

The parcel under consideration is for a permit to add additional storage units at an existing facility on County Road L. The property is within the 1-mile area of influence. County Road L is designated as an Arterial in the Road Master Plan.

ISSUES See Attached.

#### RECOMMENDATION

Staff recommends that the Commission state any concerns and request comments be forwarded to the County if so desired.

Staff Report county documents

Attachments



City of Cortez Planning and Building 123 Roger Smith Avenue Cortez, CO 81321

Meeting Date: October 3,

2023

MEMO

**TO:** Members of the Cortez Planning and Zoning Commission

FROM: Nancy Dosdall, Contract City Planner

**SUBJECT:** County Development- Review of a proposed High Impact Permit for additional storage units to be located at 26304 Road L.

ATTACHMENTS: County Application Packet: Applicants propose

### BACKGROUND

The parcel under consideration is for a permit to add additional storage units at an existing facility on County Road L. The property is within the 1-mile area of influence. County Road L is designated as an Arterial in the Road Master Plan.

The Montezuma County Planning & Zoning Commission will hold a public hearing for this permit on October 19, 2023.

### RECOMMENDATION

Staff recommends that the Commission state any concerns and request comments be forwarded to the County if so desired.



# Montezuma County Planning & Zoning Commission

109 West Main, Room 270 Cortez, CO 81321 (970) 565-2801 (970) 565-3420 Fax

### PUBLIC NOTICE MONTEZUMA COUNTY PLANNING & ZONING COMMISSION

Notice is hereby given that the Montezuma County Planning & Zoning Commission will hold a Public Hearing for the purpose of reviewing and determining recommendations to be made to the Board of County Commissioners regarding a proposed High Impact Permit Application submitted by Raptor Self-Storage, LLC, on property located at 26304 Road L, Cortez, CO consisting of 3.43 acres, more or less, located south of Road L, east of Road 26, situated in Section 24, Township 36N, Range 16W, N.M.P.M. The hearing will be held Thursday, October 19, 2023 at 6:00pm in the Commissioner's Hearing Room, 109 W. Main, Cortez, CO. Interested persons may attend and give input. Information may be obtained from the Planning Office on-line service at <a href="https://co-montezuma-co.smartgovcommunity.com/Public/Home">https://co-montezuma-co.smartgovcommunity.com/Public/Home</a>; you may also contact the Planning Dept. at (970) 565-2801 with questions.

Dated this 20th day of September, 2023.

/s/ Kim Percell, Clerk, Board of County Commissioners Montezuma County, CO

Published in the Cortez Journal on Wednesday, October 4, 2023



Date Submitted: September 21, 2023

### MONTEZUMA COUNTY HIGH IMPACT PERMIT APPLICATION

Conditions and safeguards may be imposed by the County Commissioners

This application is intended to give pertinent information to the Planning Department of Montezuma County for the purpose of the review process for a proposed zoning request. Nothing in this application is intended to retract any policy, design guideline, or standard as set forth in the Montezuma County Land Use Code, Amended November 17, 2020, Resolution No. 21-2020.

Please initial here that you have a current copy of the Montezuma County Land Use Code or can access a copy online at <u>www.montezumacounty.org</u>; Click on Departments; Planning; and Montezuma Land Use Code \_\_\_\_\_.

1) Applicant(s) Name: <u>Raptor Self-Storage Cortez LLC</u> Current Landowner's Name(s)/Owner: <u>Raptor Self-Storage Cortez LLC</u> Landowner Mailing Address: 26304 Road L, Cortez, CO, 81321 Telephone Number (970)<u>564-3935</u> Alternate Number: ()<u>Email\_raptorselfstorage@gmail.com</u>\_\_\_\_\_

2) Agent(s): Christopher Ross Phone No. (970) 564-3935 Agent Mailing Address: 715 Wuthering Heights Dr., Colorado Springs, CO 80921 Email: raptorselfstorage@gmail.com (If the applicant is not the owner then evidence that the owner is aware of and consents to the filing of this application must be provided in writing before the application will be accepted.)

3) Existing Zoning: <u>INDHZ</u> Requested Zoning: <u>N/A</u> Number of Lots: <u>1</u> Total Acres: <u>3.43+/-</u> A brief description of adjacent land usage: <u>The surrounding properties consist of agricultural,</u> residential, commercial and industrial uses.

A brief description of the proposed development / use: <u>Raptor Self-Storage Cortez is proposing to</u> place additional storage containers on the property in order to expand self-storage business operations. See attached full build-out plan and projected build-out timeline.

Parcel I.D. Number: 5611242	222001				
Physical Address of Property:	26304 R	oad L, Cortez, CO			
Legal Description of Property:	Section24	Township_ <u>36N</u>	Range	16W	, N.M.P.M.

- 4) Brief description of the proposed development: <u>Projected Timeline for Full Build-out: Current building footprint as of Sept 2023 = 14,080 square feet (approx. 9.4% of lot size); Projected by end of Sept 2024 = 30,080 square feet (approx. 20% of lot size); Projected by end of Sept 2025 = 36,840 square feet (approx. 24.5% of lot size). See attached site map</u>
- 5) General High Impact Submittal Requirements: The High Impact Permit Application will include, but not be limited to, the following required attachment(s); and will be made apart of the High Impact Permit Application, in the form of a narrative, plan, map, or description per Chapter 2, Section 2, 2201.4 of the Land Use Code:
- Names, Addresses, and contact information for the owner or representative of the owner
- Current and completed High Impact Permit Application, summarizing the level of compliance with each Threshold Standard and any recorded use or planned unit development covenants.
- A Site Plan, including a vicinity map, indicating to the extent feasible, compliance with the applicable Threshold Standards. See pages 2-4 of the Land Use Code.

- Detailed plans and specifications of the change in land use and conceptual or detailed plans for any potential enlargement of the development or land use.
- If the permit application concerns an enlargement of an existing use, the past history and expansion of the use.
- A list of the status of all other federal, state, and local permits and approvals that will be required for the change in land use, together with any proposal for coordinating these approvals with the County permitting process.
- A description of the public facilities required by the change in land use and evidence of service or specific proposals for providing facilities not currently available.
- Descriptions of those adverse impacts resulting from the change in land use which are not mitigated and which are irreversible and irretrievable.
- 6) A Mitigation Plan is required to address the following:
  - Threshold Standards that will be exceed during the construction or operation of the High Impact Permit request require Plans for mitigating conditions that exceed said standard(s). Below is an Evaluation for certifying the level of compliance with the Threshold Standards: Please check if your project Meets, Exceeds or if the Standard would be non-applicable.
- 7) Plans for winding down activities and service and facility demands: 
  Attached 
  Not Applicable
  - 1. When the construction and/or operation of the project is complete,
  - 2. In the event that the project is suspended or terminated prior to completion, and
  - 3. For controlling, restoring, and remediation of any impacts that will continue after the construction and/or operation of the change in land use is complete.

Plans for controlling and remediation of hazardous, toxic, and explosive substances that are used, stored, transported, disturbed, or produced in connection with the change in land use.

Plans for monitoring the effectiveness of the mitigation measures.

A description of how and when the mitigation plan will be implemented and financed.

- 8) Mitigation Plan: Attached, herewith and made a part of the application.
- 9) Additional requirements for projects involving the Potential of Highly Significant Impacts. Additional information may be required in the form of maps, narrative descriptions, photographs, data and studies to determine the nature and extent of potential highly significant impacts as provided for in 2202.6 and 2202.7 of the Land Use Code:

Additional Plan Submitted: <a> Yes</a>		No	X	Not Applicable
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 Weed Control Plan: Attached In Process:
 <u>County Weed Manager recommends a waiver for a formal comprehensive weed plan, however</u> the property owners are still responsible for the management of noxious weeds on the property

11) Professional Review Fee collected: 🖵 Yes 🗵 No

12) Municipal Review: 🗵 Cortez 🛛 Dolores 🖵 Mancos 🖵 Not Applicable

13)	Rural Water: Existing Infrastructure
	Letter attached: 🖵 yes 🗵 No 🖵 In Process
	Service Available for Additional COMZ/INDZ use(s)
	NO water needed for this operation .

<ul> <li>❑ Yes ⊠ No ❑ In Process Access Permit can service up to industrial use. Date on Permit: Interior Road anticipated within development: ❑ Yes ⊠ No Road Cut and (or) Bore Permit required ❑ Yes ⊠ No If so, copy of permit attached ❑ Yes ⊠ No  Driveway permit #DW-015-2020 was issued 2/14/2022</li> <li>15) CDOT Access/Permit: Any development that will require a direct access off <u>any</u> highway shall require through CDOT. Required ❑ Yes Hwy: No ⊠</li> </ul>	
<ul> <li>Interior Road anticipated within development: □ Yes ⊠ No</li> <li>Road Cut and (or) Bore Permit required □ Yes ⊠ No</li> <li>If so, copy of permit attached □ Yes ⊠ No</li> <li>Driveway permit #DW-015-2020 was issued 2/14/2022</li> <li>15) CDOT Access/Permit: Any development that will require a direct access off <u>any</u> highway shall require</li> </ul>	
<ul> <li>Road Cut and (or) Bore Permit required □ Yes ⊠ No</li> <li>If so, copy of permit attached □ Yes ⊠ No</li> <li>Driveway permit #DW-015-2020 was issued 2/14/2022</li> <li>15) CDOT Access/Permit: Any development that will require a direct access off <u>any</u> highway shall require</li> </ul>	
<ul> <li>If so, copy of permit attached □ Yes ⊠ No</li> <li>Driveway permit #DW-015-2020 was issued 2/14/2022</li> <li>15) CDOT Access/Permit: Any development that will require a direct access off <u>any</u> highway shall require</li> </ul>	
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	~
16) Contact utility companies for information regarding any/all easements, contracts or fees for providir	ig
service to the development:	
Electric: Empire Electric Other:	
Telephone: Cell Phone Only Centurylink Farmers Other:	
Gas Source: 🛛 Atmos Energy 🔲 Propane 🖵 Other:	
17) Fire Mitigation Plan: Is the property located in an area identified on the A or B Community at Risk N or other areas that fall outside of the A or B Zone that have native vegetative cover deemed to be wildfire risk:	
Yes, requires a Comprehensive Wildfire Mitigation Plan: Attached In Process	
X WAP would recommend a waiver for this property as it is very cleared of most hazardous fue	ls
and doesn't see the need for mitigation work	
Attached In Process	
18) Weed Control Plan: Attached In Process:	
County Noxious Weed Manager comments they do not need a management plan, have spok with them in the past about a plan, however the property owners are still responsible for noxious w	
management	<u></u>
18) NAMES AND CURRENT ADDRESS OF MINERAL RIGHTS OWNERS:	
Attached Same as Surface Owner I There are no mineral owners for this property	ty
Applicant Applicant	
Date: Date:	
Based on the information provided herein, this Application complies with the application submittal requirements per the Montezuma County Land Use Code.	

NO.	ESHOLD STANDARDS	THRESHOLD	APPLICANTS RESPONSE	PLANNING
	•••••			DEPARTMENT NOTES
1	Minimum lot size	<ul> <li>3 acres</li> <li>10 acres within the Dolores River Valley</li> </ul>	Raptor property totals 3.45 acres	Meets, this complies with the County Land Use Code. the property is 3.45 acres, more or less
2	Maximum Building Height	35 feet	Storage unit heights do not exceed 35 feet. Current storage units on property measure 8'9" high or less. When placed on footers, units do not exceed approximately 12'.	,
3	Maximum Building Footprint	<ul> <li>Maximum building footprint overall shall not exceed 12% of the lot size.</li> <li>Building footprint does not apply to Commercial or Industrial zoned parce immediately adjacent is a state or federal highway with an approved CDOT access permit and in accordance with 5101 of the Montezuma County Land Use Code.</li> </ul>	<ul> <li>place additional storage units on the property. Future full build-out is projected to exceed the maximum building footprint allowance of 12% of the lot size.</li> <li>Projected Timeline for Full</li> </ul>	Exceeds, the 12% footprint will be exceeded, resulting in the requirement of a High Impact Permit.
4	Building setbacks	<ul> <li>Primary Residence: See 5101.3 (A) (1-3) of the Montezuma Count Land Use Code. 30' from County Road and State Hwy. R.O.W. 30' from lot lines or interior use roads</li> <li>Commercial/Industrial use: See 5101.6 (C) 30' from County road and State Hwy. Rights of-way 50' from residential lo lines and 25' from nor residential lot lines</li> <li>Within the Dolores River Valley: All new commercial and residential construction including I.S.D.S., set back 100' from existing streambank</li> </ul>	<ul> <li>Raptor is zoned as INDHZ and has ensured that all building setbacks meet minimum requirements as outlined in 5101.6(c). Survey attached indicating setback location and compliance.</li> <li>Current and final build-out plan have the following minimum setbacks:</li> <li>North = 50' setback from County Road L to any current or future storage units.</li> <li>East = 50' setback from</li> </ul>	meet this standard. As per the Land Use Code,

			1 -	· · · · · · · · · · · · · · · · · · ·
5	New Construction and Remodeling for Commercial, Industrial, Public Buildings	<ul> <li>All new construction and remodeling of commercial or industrial use buildings and public buildings must be built according to the Uniform Building Code, 1997 Edition.</li> </ul>	future storage units. Then 50' setback for remaining west property line (adjacent to Sparks and Moshonas properties) to any current and future storage units. •South = 50' setback from property line and any current and future storage units. N/A Raptor does not and will not have any commercial or industrial use buildings or public buildings on property. All self-storage sales operations are handled remotely.	Building construction will meet this standard. The storage units are of container construction
6	Livestock Fencing	<ul> <li>Adequate to protect from livestock encroachment. 5101.4</li> </ul>	Raptor is a fully fenced and gated property. The gate remains closed unless a customer is coming to or leaving from the property.	Meets. Applicants have installed fencing to protect the livelihood of the operation.
7	Protection of Normal Agriculture Operations	<ul> <li>No significant, adverse impacts on normal agricultural operations 5101.4</li> </ul>	N/A There are no agricultural operations on property and nothing occurring on property would impact any neighboring agricultural operations.	Meets, this complies with the County Land Use Code.
8	Outdoor Storage and/or Fabrication areas	<ul> <li>Appropriate screening may be required</li> <li>Merchandise displays are exempt</li> </ul>	N/A There is no outdoor storage or fabrication areas on property. All customer storage is fully contained and parked vehicles are in assigned, orderly spots.	Meets, this complies with the County Land Use Code.
9	Roads	<ul> <li>All interior roads built to county road standards.</li> <li>5103.3 &amp; 5305.5</li> </ul>	N/A There are no interior roads on property. Driveway is compacted gravel and regularly maintained.	Meets per the application and submittal items. The property is accessed by Road L, as permitted.
10	Parking/Access/Loading Areas	<ul> <li>Adequate for intended use such that traffic flow and circulation are not impeded. 5101.6</li> <li>Approved County or CDOT highway access permit</li> </ul>	All driveway areas on property are adequate for customers to load and unload their units.	Meets, this complies with the County Land Use Code.
11	Traffic	<ul> <li>Less than 15 vehicle round trips per business day</li> </ul>	In July 2023, Raptor had an average of 7.26 round trips per day. Because July 2023 was Raptor's busiest month, Raptor does not anticipate any concerns with exceeding 15 vehicle round trips per business day. Industry standard is 6 trips per 100 units. At full build-out, Raptor anticipates approx. 250 units or less which would keep the property at less than 15 vehicle round trips per	Meets, this complies with the County Land Use Code. If/when disturbances are reported, the property owner is required to contact the Planning Dept

			business day.	
12	Water	<ul> <li>Proof of availability and adequate flow. See 5103.3(G) &amp; 5304(D)</li> </ul>	N/A Raptor does not have water on property.	Meets, this complies with the County Land Use Code. This operation does not require water.
13	Sanitary Sewer Disposal	<ul> <li>Compliance with 5101.7; 5103.3(F); and 5304(E)</li> </ul>	N/A Raptor does not have sanitary sewer disposal on property	Meets per the application and submittal items. This operation does not require septic.
14	Stormwater Control and Site Drainage	<ul> <li>No adverse impacts on any county road, state highway or adjacent land use. See 5103.3(H)</li> </ul>	Raptor had drainage ditch and culverts added to the property in October 2022 to ensure that there was no adverse impact on any county road, state highway or adjacent land use. Raptor is proposing an anticipated building-out plan and may alter the unit layouts to best address any future grading/drainage needs.	Meets, this complies with the County Land Use Code.
15	Solid Waste -garbage, refuse, sludge and other discarded material	<ul> <li>Proof of disposal service</li> <li>No materials transferred off-site by natural forces</li> <li>No on-site burning except for flammable domestic waste or as part of an agricultural operation or weed control program</li> </ul>	Raptor does not have any on-site garbage receptacles and requires all customers to remove their items/trash from the property. Any contractors performing work on property are required to remove garbage/waste. There is no on-site burning.	Meets, this complies with the County Land Use Code.
16	Fire and Wildfire Protection	<ul> <li>Compliance with 5101.3(G); 5302.3(J); and 5304.3W.</li> </ul>	Raptor property falls outside of the A or B zone of the "Community at Risk Map." Regular landscaping maintenance is in place to reduce weeds or other natural vegetation and limit fire risks.	Meets, this complies with the County Land Use Code.
17	Law Enforcement and Emergency Service	<ul> <li>Letter of adequacy from law enforcement and/or emergency service provider may be required</li> </ul>	Raptor does not require a letter of adequacy and has made the appropriate contacts with law enforcement to ensure they have entry into the property, if needed.	Meets, this complies with the County Land Use Code.
18	Floodplain	<ul> <li>Compliance with the Montezuma County Floodplain Resolution No. 1-91 and completion of a Floodplain Development Plan Permit, where applicable</li> </ul>	N/A Raptor property is not located in a floodplain and does not require a Floodplain Development Plan Permit.	Meets, this complies with the County Land Use Code. This property is not located in the FEMA designated area of floodplain.
19	Geologic and Natural hazards	<ul> <li>Identification and avoidance or mitigation of potential hazards. See 5103.2</li> </ul>	N/A Raptor property only contains self-storage units	Meets, this complies with the County Land Use Code.

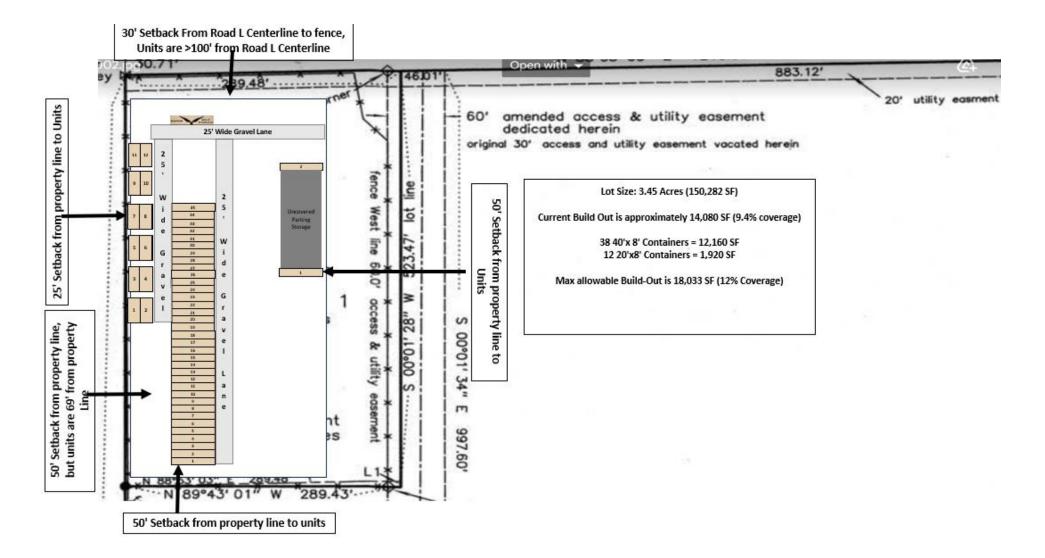
			and does not perform any actions that would pose geologic or natural hazards.	
20	Public Facilities: Camp, RV Parks, MH parks, etc.	<ul> <li>Adequate restroom: one men/women set plus one extra sink and toilet per 100 weekly peak season visitors. See 4106.5.A.</li> </ul>	N/A Raptor property only contains self-storage units and is not required to have restrooms.	Meets, this complies with the County Land Use Code. This operation does not require septic.
21	Operational Electric Disturbances	<ul> <li>No detrimental effects such as radio and television interference beyond the boundaries of the site.</li> </ul>	N/A Raptor has no equipment that would cause radio or television interference.	Meets, this complies with the County Land Use Code.
Hazards or standard employed or standard employed by the appropriate fire district apply. W		N/A Raptor property only contains self-storage units and powers any equipment with solar energy. There are no fire or explosive hazards on property.	Meets, this complies with the County Land Use Code.	
23	Glare and Heat	<ul> <li>Must be contained, enclosed or treated to make glare and heat imperceptible form any point on the boundary line.</li> </ul>	N/A Raptor property only contains self-storage units and there is no equipment on property that would produce glare or heat nuisances.	Meets, this complies with the County Land Use Code.
24	Lighting	<ul> <li>All direct rays confined to site and adjacent properties protected from glare.</li> </ul>	All lighting is confined to the Raptor site and configured to only shine within the boundary lines of the property. There is no glare that affects adjacent properties.	Meets, this complies with the County Land Use Code.
25	Noise	<ul> <li>Volume as established by C.R.S. 25-12-101, et seq.</li> <li>Volume as established by COGCC Rule 802 pertaining specifically to oil &amp; gas development.</li> <li>Noise from normal agricultural operations is exempt</li> </ul>	N/A Raptor property only contains self-storage units and does not have any equipment that would produce noise nuisances.	Meets, this complies with the County Land Use Code. If/when disturbances are reported, the property owner is required to contact the Planning Dept
26	Vibration	<ul> <li>Not perceptible, without instruments, at any point on any boundary line</li> </ul>	N/A Raptor property only contains self-storage units and has no equipment which would cause vibration nuisances.	Meets, this complies with the County Land Use Code.
27	Odors	<ul> <li>No perceptible at property boundaries</li> <li>Agriculture operations: no violation if the best practical treatment, maintenance and control available is being used to maintain the lowest possible emission of odors.</li> </ul>	N/A Raptor property only contains self-storage units and has no equipment or activities taking place on property which would cause odor nuisances.	Meets, this complies with the County Land Use Code. If/when disturbances are reported, the property owner is required to contact the Planning Dept

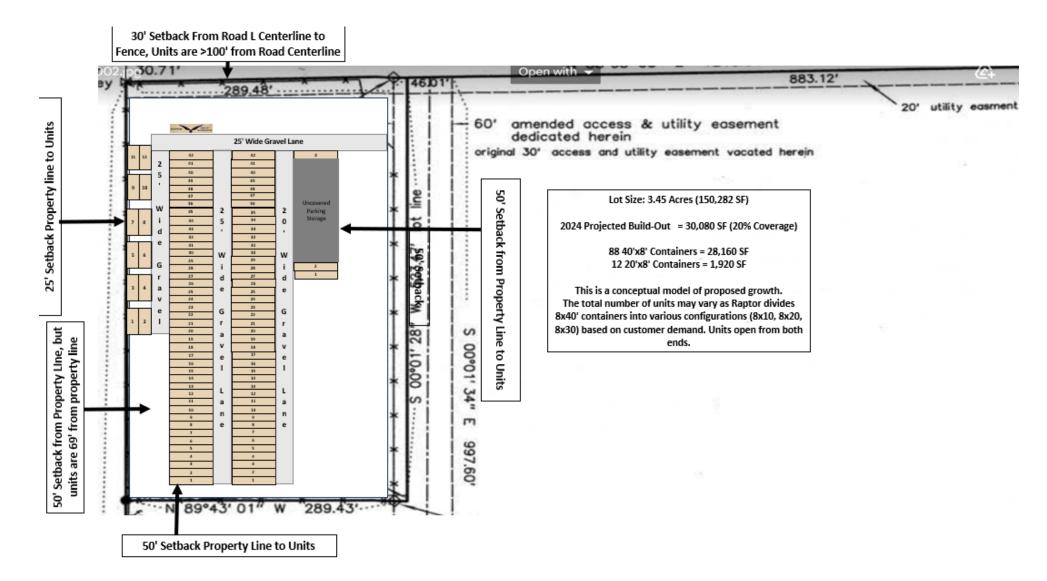
28	Dust, Smoke and Particulate	<ul> <li>Dust and Fumes: None beyond property line (Dust control of County roads at expense of Applicant)</li> <li>Particulate matter: Less than 0.2 grain/cf flue gas at 500F stack temperature</li> <li>Smoke: USEPA Regulations: Opacity System, Method 9.</li> <li>Agriculture operations: no violation if the best practical treatment, maintenance and control available is being used.</li> <li>Subject to State and</li> </ul>	N/A Raptor property only contains self-storage units and has no equipment or activities taking place on property which would cause dust, smoke or particulate nuisances.	Meets, this complies with the County Land Use Code. If/when disturbances are reported, the property owner is required to contact the Planning Dept Meets, this complies with
	Radioactivity	Federal Regulations	N/A Raptor property only contains self-storage units and has no radioactivity on property.	the County Land Use Code.
30	Water Pollution	<ul> <li>Subject to State and Federal Regulations</li> </ul>	N/A Raptor property only contains self-storage units and has no water on property nor do any activities take place on property which could lead to water pollution concerns.	Meets, this complies with the County Land Use Code.
31	Noxious Weeds	Compliance with State (35-5.5-101 et seq. C.R.S. as amended) and Montezuma County Comprehensive Weed Management Plan Resolution No. 3-2014, as amended.	Raptor property owners ensure that there is regular landscaping maintenance of the property. Should noxious weeds be identified on property, Raptor agrees to, in collaboration with the BOCC, use integrated methods to manage and prevent the spread of all Noxious Weeds if the plants are likely to be ecologically destructive or aesthetically or materially damaging to neighboring lands.	Meets, this complies with the County Land Use Code. If/when disturbances are reported, the property owner is required to contact the Planning Dept
32	Other Significant Adverse Impacts	<ul> <li>Pertaining to the Health, Safety and welfare of the Citizens of Montezuma County</li> </ul>	N/A Raptor property only contains self-storage units and poses no threats that may lead to significant adverse impacts on the health, safety, and welfare of the Citizens of Montezuma County.	Meets, this complies with the County Land Use Code. If/when disturbances are reported, the property owner is required to contact the Planning Dept
33	Local, State, & Federal Required Permits	<ul> <li>Per 2202.4(F)</li> </ul>	N/A Raptor is proposing to only increase building footprint (#3) and no local, state or federal permits are required for the planned	Meets, this complies with the County Land Use Code.

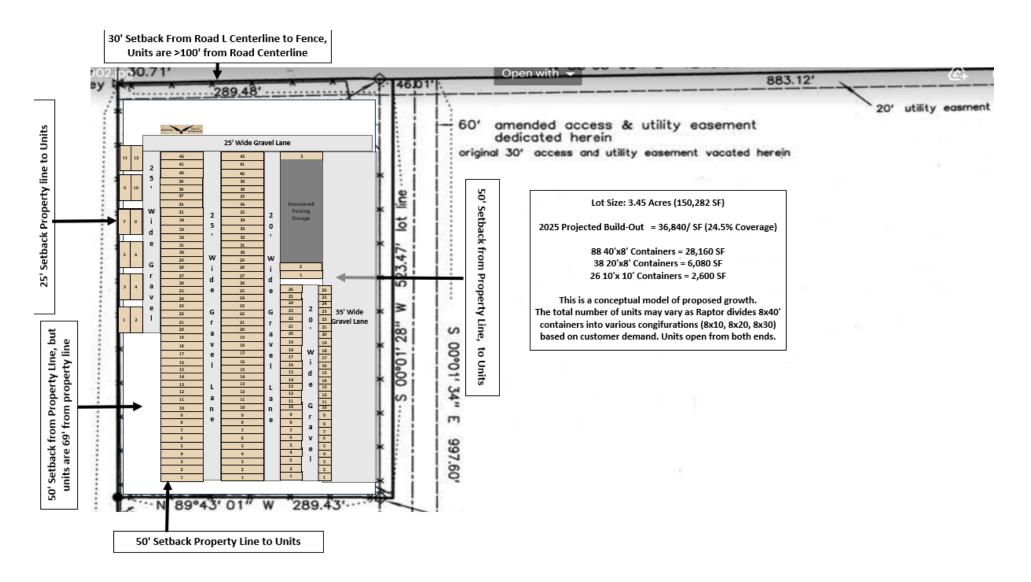
expansion. Should Raptor perform any actions requiring permitting, Raptor ensure it will secure any required permitting prior to beginning work on the	
property.	

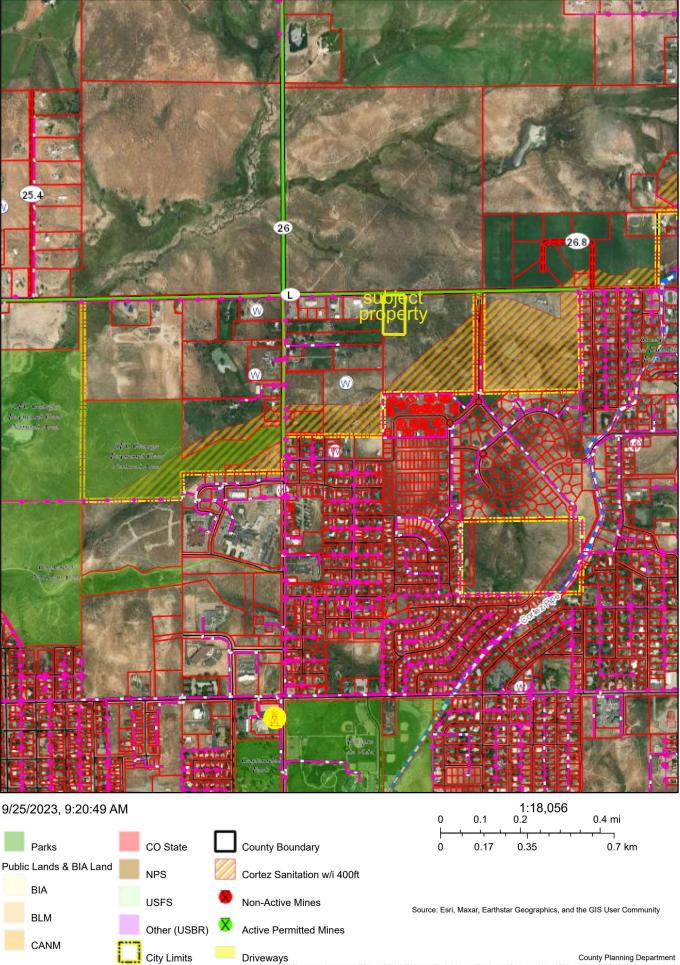


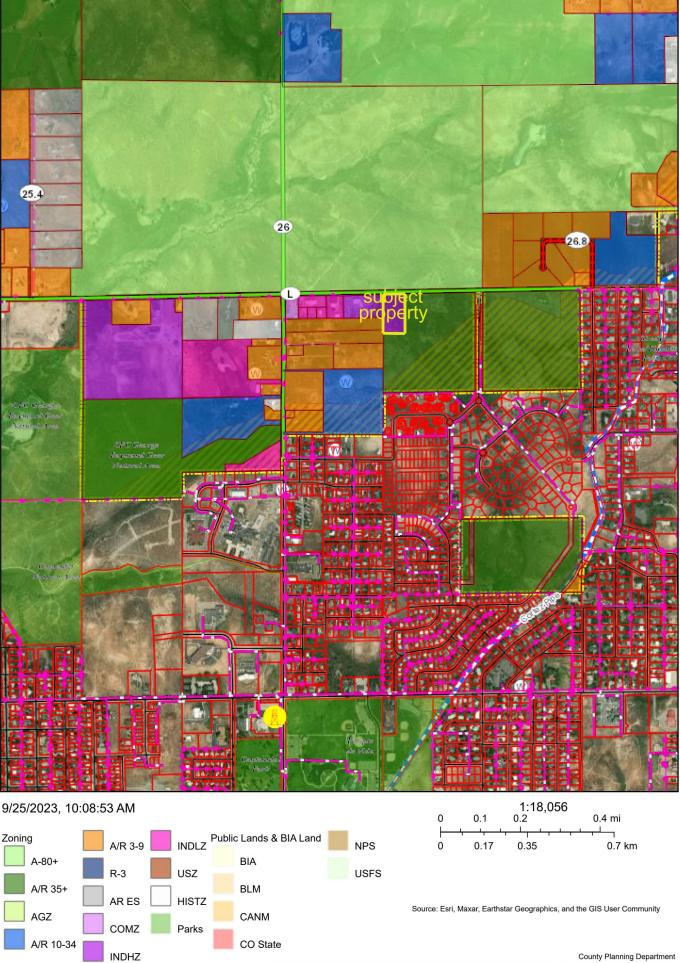
#### Raptor Self-Storage Cortez – Current Buildout as of September 2023



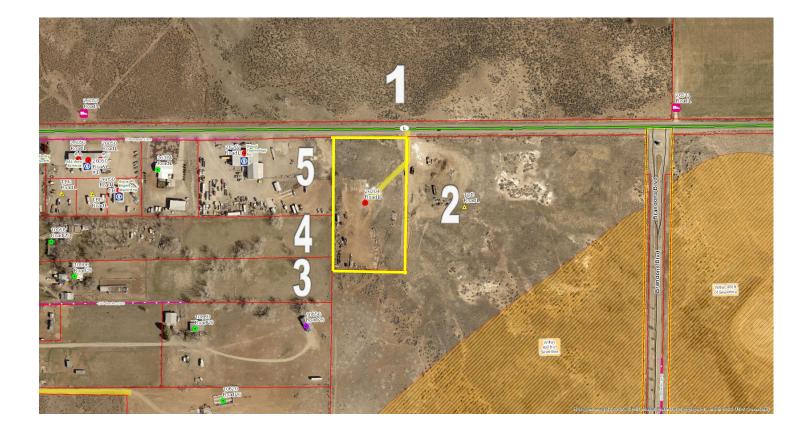








Maxar | Hexagon Imagery | FSA, USDA | Source: Esri, Maxar, Earthstar Geographics, IGN, and the GIS User Community |



# Neighbor List for: Raptor Self-Storage, LLC 26304 Road L, Cortez, CO

	Property Owner Mailing Address		Physical Address	Zone	Acres
1	$\mathbf{I}$		26053 Road L, Cortez, CO 81321	A80+	321.38+/-
2			TBD Road L, Cortez, CO 81321	AR35+	32.89+/-
3	Jason & Amy Moshonas	10906 Road L, Cortez, CO 81321	10906 Road L, Cortez, CO 81321	AR3-9	5+/-
4	Stanley & Sheila Sparks 10958 Road 26, Cortez, CO 81321		10958 Road 26, Cortez, CO 81321	AR3-9	5+/-
5	Diesel Technology, Inc.	P O Box DDD, Cortez, CO 81321	26202 Road L, Cortez, CO 81321	INDHZ	4.01+/-



CITY OF CORTEZ 123 ROGER SMITH AVENUE CORTEZ, CO 81321

October 03, 2023

Agenda Item: 7. c.

MEMO TO: Planning and Zoning Commission

FROM:

SUBJECT: September Permits Issued

September permits issued

Attachments

#### SEPTEMBER 2023 Permits Issued

Permit Type	Sub Type	Permit#	Address	Issue Date
Building	Accessory Structure	B23-000125	620 South BEECH Street	09/18/2023
Building	Accessory Structure	B23-000133	405 West 7th Street	09/26/2023
Building Total	Accessory Structure Total			2
Building	Commercial Remodel	B23-000132	15 West MAIN Street	09/26/2023
Building	Commercial Remodel	B23-000118	215 South SLIGO Street	09/25/2023
Building	Commercial Remodel	B23-000111	111 North Park Street	08/31/2023
Building Total	Commercial Remodel Total			3
Building	Manufactured Home	B23-000119	203 East 7TH Street	09/01/2023
Building Total	Manufactured Home Total			1
Building	New Residential	B23-000117	31 East 12TH Street	09/15/2023
Building	New Residential	B23-000127	2418 FAIRWAY Drive	09/25/2023
Building	New Residential	B23-000121	1009 BLUFFS Boulevard	09/21/2023
Building	New Residential	B23-000122	1013 BLUFFS Boulevard	09/21/2023
Building Total	New Residential Total			4
Building	Other	B23-000123	209 West Main Street	09/18/2023
Building	Other	B23-000128	701 San Juan Drive	09/19/2023
Building	Other	B23-000131	2 MACARTHUR	09/25/2023
Building	Other	B23-000124	121 East Carpenter Street	09/15/2023
Building	Other	B23-000120	2304 LA PLATA	09/06/2023
Building Total	Other Total			5
Building Total				15
Burn Permit	Debris	BRN23-000024	1921 North Dolores Road	09/12/2023
Burn Permit Total	Debris Total			1
Burn Permit Total				1
Plumbing	Residential	P23-000044	713 DOLORES	09/28/2023
Plumbing	Residential	P23-000042	621 North ELM Street	09/18/2023
Plumbing	Residential	P23-000037	810 South CEDAR Street	09/01/2023
Plumbing	Residential	P23-000038	718 South CEDAR Street	09/01/2023
Plumbing	Residential	P23-000039	711 South CEDAR Street	09/01/2023
Plumbing	Residential	P23-000040	706 South CEDAR Street	09/01/2023
Plumbing	Residential	P23-000036	814 South Cedar Street	08/31/2023
Plumbing	Residential	P23-000043	1009 CATALPA Street	09/19/2023

Plumbing Total	Residential Total			8
Plumbing Total				8
Right of Way	Public Right-of-Way	ROW23-000063	2320 East MAIN Street	09/22/2023
Right of Way	Public Right-of-Way	ROW23-000055	31 West MAIN Street	09/19/2023
Right of Way	Public Right-of-Way	ROW23-000061	209 West Main Street	09/19/2023
Right of Way	Public Right-of-Way	ROW23-000058	1009 BLUFFS Boulevard	09/21/2023
Right of Way	Public Right-of-Way	ROW23-000059	1013 BLUFFS Boulevard	09/21/2023
Right of Way	Public Right-of-Way	ROW23-000060	2418 FAIRWAY Drive	09/25/2023
Right of Way	Public Right-of-Way	ROW23-000064	406 South Maple Street	09/25/2023
Right of Way	Public Right-of-Way	ROW23-000065	Fairview Estates, Golf Course Estates	09/26/2023
Right of Way	Public Right-of-Way	ROW23-000066	Brandon's Gate	09/26/2023
Right of Way	Public Right-of-Way	ROW23-000067	628 West 5TH Street	09/27/2023
Right of Way	Public Right-of-Way	ROW23-000053	44 East Main Street	08/31/2023
Right of Way	Public Right-of-Way	ROW23-000054	408 North Henry Street	09/01/2023
Right of Way	Public Right-of-Way	ROW23-000056	625 East 2nd Street	09/12/2023
Right of Way	Public Right-of-Way	ROW23-000057	8663 Road 25	09/12/2023
Right of Way Total	Public Right-of-Way Total			14
Right of Way Total				14
Sign	Billboard	S23-000008	Broadway and Main Billboards	09/27/2023
Sign Total	Billboard Total			1
Sign Total				1
Water Tap	3/4 inch	WT23-000027	2418 FAIRWAY Drive	09/25/2023
Water Tap	3/4 inch	WT23-000025	1009 BLUFFS Boulevard	09/21/2023
Water Tap	3/4 inch	WT23-000026	1013 BLUFFS Boulevard	09/21/2023
Water Tap	3/4 inch	WT23-000018	930 BROOKSIDE Drive	09/14/2023
Water Tap	3/4 inch	WT23-000024	31 East 12TH Street	09/15/2023
Water Tap	3/4 inch	WT23-000013	11300 HWY 145	08/31/2023
Water Tap Total	3/4 inch Total			6
Water Tap Total				6
All Permits Total				45